HOUSE JOURNAL NINETEENTH DAY

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MORNING SESSION

The House was called to order by Speaker Brown at 10:00 a.m.

Roll call showed all members present except Representative Styler, excused.

Pledge of Allegiance and prayer by Representative Richard Siddoway.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

February 5, 1998

The Senate passed, as amended, **S.B. 18**, PROHIBITING ALCOHOL IN SCHOOLS, by Senator L. McAllister, and it is transmitted for consideration.

Annette B. Moore Secretary of the Senate

Communication filed. **S.B. 18** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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Mr. Speaker:

February 5, 1998

The Senate passed, as amended, **S.B. 40**, NEWBORN HEARING SCREENING, by Senator C. Peterson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 119**, MEDICAL PRACTICE AMENDMENTS, by Senator R. Montgomery, and it is transmitted for consideration: and

The Senate passed, as amended, **S.B. 100**, RADAR JAMMING DEVICES, by Senator J. Hull, and it is transmitted for consideration.

Annette B. Moore Secretary of the Senate

Communications filed. **S.B. 40, S.B. 119**, and **S.B. 100**, read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORT

Mr. Speaker: February 6, 1998

The House Rules committee recommends, with written request of the sponsor, Rep. Mary Carlson, that **H.B. 108**, STATE DISCLOSURE OF TAX EXPENDITURES (M. Carlson), be replaced with **1st Sub. H.B. 108**, STATE DISCLOSURE OF TAX EXPENDITURES (M. Carlson), and further recommends it be printed and assigned to the Revenue and Taxation Committee.

J.W. (Bill) Hickman, Chair

Report filed. On motion of Representative Curtis, the report of the Rules Committee was adopted.

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Mr. Speaker:

February 6, 1998

The Rules Committee has ordered the following house bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

BUSINESS, LABOR AND ECONOMIC DEVELOPMENT

H.B. 427 Depository Institutions Insurance PowersH.B. 440 Heber Valley Historic Railroad Authority

S.B. 111 Enterprise Zone Amendments

EDUCATION

H.B. 135 Higher Education Tuition Assistance ProgramS.B. 84 Strategic Planning Act for Educational Excellence

Amendments

S.B. 105 Utah Centennial Opportunity Program for Education Act

Amendment

GOVERNMENT OPERATIONS

S.B. 72 Budget Review Task Force S.B. 121 Legislative Committees

HEALTH AND HUMAN SERVICES

S.B. 118 Regulation of Lead-based Paint Remediation

JUDICIARY

S.B. 109 State Law Library Amendments

S.B. 122 New Judicial Positions

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

Sub. S.B. 39 Penalties for Sale of Tobacco to Youth

S.B. 114 This Is the Place Foundation

S.J.R. 9 Resolution Concerning Kyoto Protocol on Global Climate

Change

Sub. S.J.R. 10 Resolution Establishing Wildlife Numbers

POLITICAL SUBDIVISIONS

H.B. 416 Task Force Reviewing Optional Forms of County

Government

PUBLIC UTILITIES AND TECHNOLOGY

S.B. 107 Notary on Electronic Document

REVENUE AND TAXATION

H.B. 110 Sales Tax Exemption for Seasonal Destination

Amusement Parks

Sub. S.B. 34 Sales Tax – Exemption for Higher Education Athletic

Events

TRANSPORTATION

H.B. 410 Traffic Safety Task Force

S.B. 20 Penalties for Speeding in Construction ZonesS.B. 99 Motor Vehicle – Consumer Protection Amendments

S.B. 110 Appropriation for Ogden Parkway Highway Underpass

S.B. 113 Loaded Vehicles – Exemption for Farm Vehicles

J.W. (Bill) Hickman, Chair

Report filed. On motion of Representative Curtis, the report of the Rules Committee was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker:

February 6, 1998

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 279**, AMENDMENTS TO OLENE WALKER HOUSING TRUST FUND, by Representative G. Adair, with the following amendments:

1. Page 3, Line 9:

Delete "or for the purposes outlined in Subsection 9-4-705(1)(d)"

2. Page 3, Line 9:

After Line 9 insert:

"(ii) No more than 2.5% of the fund moneys may be used for the purposes set forth in Subsection 9-4-705(1)(d). However, if there are monies in the fund which have been appropriated to the fund by the Legislature and specifically earmarked for the purposes set forth in Subsection 9-4-705(1)(d), all such monies may be distributed for the purposes set forth in Subsection 9-4-705(1)(d)."

Day 19

3. Page 3, Line 10: Bracket "(ii)" and insert "(iii)"; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on H.B. 337, REGULATION OF CORK-FINISHED WINE TASTING, by Representative J. Hickman; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on H.B. 313. CHIROPRACTIC PHYSICIAN PRACTICE ACT AMENDMENTS, by Representative J. Haymond, with the following amendments:

- 1. Page 1, Line 7: After the semicolon delete the rest of the line 7
- 2. Page 1, Line 8: Delete line 8
- 3. Page 1, Line 9:

Delete "A CHIROPRACTOR;" and after "PENALTIES;" insert "PERMITTING A CHIROPRACTIC ASSISTANT TO PERFORM SERVICES UNDER THE SUPERVISION OF A LICENSED CHIROPRACTIC PHYSICIAN;"

4. Page 1, Line 14:

After line 14 insert:

"58-73-301, as renumbered and amended by Chapter 253, Laws of Utah 1996

58-73-304, as renumbered and amended by Chapter 253, Laws of Utah 1996"

5. Page 2, Line 10:

After line 10 insert:

"(3) "Chiropractic assistant" means a person who performs activities related to the practice of chiropractic under the supervision of a licensed chiropractic physician in accordance with division rule established in collaboration with the board."

Renumber remaining subsections accordingly.

6. Page 3, Line 17:

After line 17 insert:

"Section 2. Section 58-73-301 is amended to read:

58-73-301Licensure required -- License classifications.

- (1) A license is required to engage in the practice of chiropractic, except as specifically provided in Section [58-1-307 or] 58-73-304.
- (2) The division shall issue to a person who qualifies under this chapter a license in the classification of chiropractic physician.

Section 3. Section 58-73-304 is amended to read:

58-73-304Exemptions from licensure.

- (1) [In addition to the exemptions from licensure in Section 58–1–307, an intern-in-training in a chiropractic college or university may] Except as provided in Subsection (2), the exemptions from licensure set forth in Section 58–1–307 apply.
- (2) With regard to Subsections 58–1–307(1)(b) and (c), the only exemption from licensure permitted is a preceptorship which may permit a student to engage in acts or practices included within the definition of the practice of chiropractic, while:
- [(1)] (a) performing the duties and activities which are part of the approved program of education and training of [the] a college or university accredited by the Council on Chiropractic Education; and [(2)] (b) under a form of supervision approved by the division.
- (3) In addition to the exemptions provided in Subsection (1) and (2), a chiropractic assistant while working under the supervision of a licensed chiropractic physician is exempt from licensure under this chapter to the extent the chiropractic assistant is engaged in tasks appropriately delegated by the supervisor in accordance with the standards and ethics of the practice of chiropractic and division rule established in collaboration with the board."

Renumber remaining sections accordingly.

7. Page 3, Line 22:

After the semicolon insert "and"

8. Page 3, Line 24:

Delete the semicolon and insert a period

9. Page 3, Lines 27–31: Delete lines 27–31

10. Page 4, Lines 1-31:

Delete lines 1-31

- 11. Page 5, Lines 1-18:
 - Delete lines 1–18

Renumber remaining subsections accordingly.

12. Page 6, Line 31:

After "rule" delete "in"

13. Page 7, Line 1:

Delete "collaboration with the board"

14. Page 7, Line 2:

After "division" delete "in collaboration with the board"

15. Page 7, Line 3:

After "knowledge" insert ": or (iii) meet the requirements for current active certification in acupuncture under guidelines established by the division as demonstrated through a current certificate or other appropriate documentation"

Peter C. Knudson, Chair

Day 19

Reports filed. On motion of Representative Knudson, the reports of the Business, Labor, and Economic Development committee were adopted.

H.B. 279, as amended, **H.B. 337**, and **H.B. 313**, as amended, read the second time by short title and placed on the calendar for third reading.

CONSENT CALENDAR

- **H.B. 283**, ICE CREAM MILK DISPENSER REQUIREMENT, read the third time by short title and placed on its final passage.
 - **H.B. 283** then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Adair	Alexander	B. Allen	S. Allen
Anderson	Arent	Arrington	Baca
Barth	Beck	Becker	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	Carlson
Carnahan	Chard	Cox	Curtis
Davis	Dillree	B. Evans	Fox-Finlinson
Frandsen	Gladwell	Goodfellow	Gowans

Harper Hatch Hendrickson Hogue Holladay B. Johnson K. Johnson **Iverson** Killpack King Knudson Koehn Nielsen Olsen Larson Murray Pace Rowan Saunders Seitz Short Siddoway M. Stephens N. Stephens Swallow Tanner Tuttle Tyler Way Ure Valentine Walsh Wright Zolman Brown

Absent or not voting were: Representatives

Buckner Dayton Garn Haymond Hickman Jones Nelson Styler

H.B. 283 transmitted to the Senate for its consideration.

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 $\textbf{H.B. 302}, \ CONVEYANCE\ OF\ WATER\ RIGHTS,\ read\ the\ third\ time\ by\ short\ title\ and\ placed\ on\ its\ final\ passage.$

H.B. 302 then passed on the following roll call:

Yeas, 63; Nays, 0; Absent or not voting, 12.

Adair	Alexander	B. Allen	S. Allen
Anderson	Arent	Arrington	Baca
Beck	Becker	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buckner
Buffmire	Bush	Carlson	Carnahan
Chard	Cox	Curtis	Davis
Dillree	B. Evans	Fox-Finlinson	Frandsen
Gladwell	Goodfellow	Gowans	Harper
Hatch	Hendrickson	Hogue	Holladay
Iverson	B. Johnson	K. Johnson	Killpack
King	Koehn	Larson	Murray
Nielsen	Olsen	Pace	Rowan
Saunders	Seitz	Short	Siddoway
N. Stephens	Swallow	Tanner	Tuttle
Tyler	Valentine	Walsh	Way
Wright	Zolman	Brown	-

Absent or not voting were: Representatives

BarthButtarsDaytonGarnHaymondHickmanJonesKnudsonNelsonM. StephensStylerUre

H.B. 302 transmitted to the Senate for its consideration.

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- **H.B. 278**, VEHICLE REGISTRATION REQUIREMENTS, read the third time by short title and placed on its final passage.
 - **H.B. 278** then passed on the following roll call:

Yeas, 63; Nays, 0; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Adair	Alexander	B. Allen	S. Allen
Anderson	Arent	Arrington	Baca
Barth	Beck	Becker	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buckner	Bush	Buttars	Carlson
Carnahan	Chard	Cox	Curtis
Davis	Dillree	B. Evans	Fox-Finlinson
Frandsen	Gladwell	Goodfellow	Gowans
Harper	Hatch	Haymond	Hendrickson
Hogue	Holladay	Iverson	B. Johnson
K. Johnson	King	Knudson	Koehn
Larson	Murray	Nelson	Nielsen
Pace	Saunders	Seitz	Short
Siddoway	M. Stephens	N. Stephens	Tanner
Tuttle	Tyler	Valentine	Walsh
Way	Wright	Zolman	

Absent or not voting were: Representatives

Buffmire	Dayton	Garn	Hickman
Jones	Killpack	Olsen	Rowan
Styler	Swallow	Ure	Brown

H.B. 278 transmitted to the Senate for its consideration.

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S.B. 101, SPECIAL REVENUE FUND, read the third time by short title and placed on its final passage.

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Alexander	B. Allen	S. Allen
Arent	Arrington	Baca
Becker	Bigelow	Bourdeaux
Bradshaw	Bryson	Buckner
Bush	Buttars	Carlson
Chard	Cox	Curtis
Dillree	B. Evans	Fox-Finlinson
Gladwell	Goodfellow	Gowans
Hatch	Haymond	Hendrickson
Holladay	Iverson	B. Johnson
King	Koehn	Larson
Nelson	Nielsen	Olsen
Rowan	Saunders	Seitz
Siddoway	N. Stephens	Tanner
Tyler	Ure	Valentine
Way	Wright	Zolman
-	-	
	Arent Becker Bradshaw Bush Chard Dillree Gladwell Hatch Holladay King Nelson Rowan Siddoway Tyler	Arent Arrington Becker Bigelow Bradshaw Bryson Bush Buttars Chard Cox Dillree B. Evans Gladwell Goodfellow Hatch Haymond Holladay Iverson King Koehn Nelson Nielsen Rowan Saunders Siddoway N. Stephens Tyler Ure

Absent or not voting were: Representatives

Barth	Dayton	Garn	Hickman
Jones	Killpack	Knudson	M. Stephens
Styler	Swallow		

S.B. 101 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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- **H.B. 193**, ELECTION LAW SUBSTANTIVE REVISIONS, read the third time by short title and placed on its final passage.
 - **H.B. 193** then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Adair	Alexander	B. Allen	S. Allen
Anderson	Arent	Arrington	Baca

Day 19

Beck	Becker	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buckner
Buffmire	Bush	Buttars	Carlson
Carnahan	Chard	Cox	Davis
Dillree	Fox-Finlinson	Gladwell	Goodfellow
Gowans	Harper	Hatch	Haymond
Hendrickson	Hogue	Holladay	Iverson
B. Johnson	K. Johnson	Jones	Killpack
King	Larson	Murray	Nelson
Nielsen	Olsen	Pace	Rowan
Saunders	Seitz	Short	Siddoway
M. Stephens	N. Stephens	Swallow	Tanner
Tuttle	Tyler	Ure	Valentine
Walsh	Way	Wright	Zolman
Brown	-	-	

Absent or not voting were: Representatives

Barth Curtis B. Evans Dayton Frandsen Garn Hickman Knudson Koehn Styler

H.B. 193 transmitted to the Senate for its consideration.

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- S.B. 89, PRIVATE COLLECTION OF DELINQUENT TAXES, read the third time by short title and placed on its final passage.
 - **S.B. 89** then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Adair	Alexander	B. Allen	S. Allen
Anderson	Arent	Arrington	Baca
Barth	Beck	Becker	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buckner	Buffmire	Bush	Buttars
Carlson	Carnahan	Chard	Cox
Davis	Dillree	B. Evans	Fox-Finlinson
Frandsen	Gladwell	Goodfellow	Harper
Hatch	Haymond	Hendrickson	Hogue
Holladay	Iverson	B. Johnson	K. Johnson

Killpack King Knudson Jones Nelson Nielsen Larson Murray Olsen Pace Rowan Saunders Seitz Short Siddoway M. Stephens Swallow N. Stephens Tanner Tuttle **Tyler** Ure Valentine Walsh Way Wright Zolman Brown

Absent or not voting were: Representatives

Curtis Dayton Garn Gowans Hickman Koehn Styler

S.B. 89 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative B. Allen, the House voted to uncircle **H.B. 194**

H.B. 194, AMENDMENTS TO COUNTY IMPROVEMENT DISTRICTS FOR WATER SERVICES, was before the House on its final passage.

On motion of Representative B. Allen, the House voted to delete **H.B. 194** in title and body and insert **Sub. H.B. 194**. in lieu thereof.

On motion of Representative B. Allen, the bill was amended as follows:

1. Page 1, Line 10:
After "SERVICES;" insert "PROVIDING FOR AN ALLOCATION
OF DISTRICT ASSETS UPON WITHDRAWAL; PROVIDING A
METHOD FOR WITHDRAWN AREA TO PAY ITS
PROPORTIONATE SHARE OF DISTRICT BONDS; ALLOWING
MUNICIPALITY TO ISSUE BONDS TO FUND AN ESCROW TO
PAY PROPORTIONATE SHARE OF CERTAIN BONDS;"

Page 11, Line 12:
 Delete "that are pledged to pay the revenue bonds"

Sub. H.B. 194, as amended, then passed on the following roll call:

Yeas, 46; Nays, 26; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Alexander B. Allen Barth Bigelow Bowman Bradshaw Bryson Bush

Buttars	Carlson	Carnahan	Curtis
Dayton	Dillree	Fox-Finlinson	Frandsen
Garn	Gladwell	Harper	Hatch
Haymond	Hickman	Hogue	Holladay
B. Johnson	Killpack	Knudson	Koehn
Nelson	Nielsen	Olsen	Pace
Rowan	Saunders	Seitz	Short
Siddoway	M. Stephens	Swallow	Tyler
Ure	Valentine	Walsh	Way
Wright	Brown		

Voting in the negative were: Representatives

0	0 1		
Adair	S. Allen	Anderson	Arent
Arrington	Baca	Beck	Becker
Bourdeaux	Buckner	Buffmire	Cox
Davis	B. Evans	Goodfellow	Gowans
Hendrickson	K. Johnson	Jones	King
Larson	Murray	N. Stephens	Tanner
Tuttle	Zolman	-	

Tuttle Zolman

Absent or not voting were: Representatives Chard Iverson Styler

Sub. H.B. 194, as amended, transmitted to the Senate for its consideration.

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On motion of Representative Wright, the House voted to uncircle H.B. 207.

H.B. 207, ENVIRONMENTAL CRIMES AMENDMENTS, was before the House on its final passage.

H.B. 207, as amended, then passed on the following roll call:

Yeas, 65; Nays, 3; Absent or not voting, 7.

Adair	Alexander	B. Allen	S. Allen
Anderson	Arent	Arrington	Barth
Beck	Becker	Bigelow	Bourdeaux
Bowman	Bryson	Buckner	Buffmire
Bush	Buttars	Carlson	Carnahan
Chard	Cox	Curtis	Davis
Dayton	Dillree	B. Evans	Frandsen

Garn Gladwell Gowans Harper Hatch Hogue Hendrickson Hickman K. Johnson Holladay B. Johnson Jones Killpack Knudson King Koehn Nelson Nielsen Olsen Murray Seitz Pace Rowan Saunders Siddoway N. Stephens Swallow Short Tanner Tuttle Tyler Ure Walsh Way Wright Valentine Zolman

Voting in the negative were: Representatives

Baca Bradshaw Fox-Finlinson

Absent or not voting were: Representatives

Goodfellow Haymond Iverson Larson

M. Stephens Styler Brown

H.B. 207, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 272, INMATE PRODUCTIVITY AND WORK SKILLS, read the third time by short title and placed on its final passage.

H.B. 272, as amended, then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Adair	Alexander	B. Allen	S. Allen
Anderson	Arent	Arrington	Baca
Becker	Bigelow	Bourdeaux	Bowman
Bradshaw	Bryson	Buckner	Buffmire
Bush	Buttars	Carlson	Carnahan
Chard	Cox	Curtis	Davis
Dayton	Dillree	B. Evans	Fox-Finlinson
Frandsen	Garn	Gladwell	Goodfellow
Gowans	Harper	Hatch	Hendrickson
Hickman	Hogue	Holladay	B. Johnson
Killpack	King	Knudson	Larson
Murray	Nelson	Nielsen	Olsen
Pace	Rowan	Saunders	Seitz

Short Siddoway M. Stephens N. Stephens
Swallow Tanner Tyler Ure
Valentine Walsh Way Zolman
Brown

Absent or not voting were: Representatives

Barth Beck Haymond Iverson K. Johnson Jones Koehn Styler Tuttle Wright

H.B. 272, as amended, transmitted to the Senate for its consideration.

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H.B. 292, UTAH NATIONAL GUARD TUITION ASSISTANCE, read the third time by short title and placed on its final passage.

On motion of Representative B. Johnson, the bill was amended as follows:

- 1. Page 2, Line 3:
 After "apply" insert "to the adjutant general"
- 2. Page 2, Line 4:
 After line 4, insert: "In awarding assistance, the adjutant general shall consider the recruitment and retention needs of the National Guard."

Representative Arrington declared a conflict of interest.

H.B. 292, as amended, then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

B. Allen	S. Allen	Anderson
Arrington	Baca	Barth
Becker	Bigelow	Bourdeaux
Bradshaw	Bryson	Buckner
Bush	Buttars	Carlson
Chard	Cox	Curtis
Dillree	B. Evans	Fox-Finlinson
Garn	Gladwell	Goodfellow
Harper	Hatch	Haymond
Hickman	Hogue	Holladay
Killpack	King	Knudson
	Arrington Becker Bradshaw Bush Chard Dillree Garn Harper Hickman	Arrington Baca Becker Bigelow Bradshaw Bryson Bush Buttars Chard Cox Dillree B. Evans Garn Gladwell Harper Hatch Hickman Hogue

Koehn Murray Nelson Larson Nielsen Olsen Pace Rowan Seitz Short Siddoway M. Stephens N. Stephens Swallow Tanner Tuttle Tyler Ure Valentine Walsh Way Wright Zolman Brown

Absent or not voting were: Representatives

Alexander Davis Iverson K. Johnson Jones Saunders Styler

H.B. 292, as amended, transmitted to the Senate for its consideration.

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REPORTS OF STANDING COMMITTEES

Mr. Speaker:

February 6, 1998

The Judiciary Committee reports a favorable recommendation on **H.B. 310**, WRONGFUL APPROPRIATION, by Representative B. Holladay, and recommends it be placed on the Consent Calendar; and

The Judiciary Committee reports a favorable recommendation on **H.B. 309**, CONTROLLED SUBSTANCES ACT AMENDMENTS, by Representative P. Arent, and recommends it be placed on the Consent Calendar; and

The Judiciary Committee reports a favorable recommendation on **H.B. 311**, CONTROLLED SUBSTANCES PENALTY AMENDMENTS, by Representative B. Chard, and recommends it be placed on the Consent Calendar; and

The Judiciary Committee reports a favorable recommendation on **H.B. 317**, EXPERT DISCOVERY AMENDMENTS, by Representative S. Barth; and

The Judiciary Committee reports a favorable recommendation on **S.B. 5**, JUDICIAL CUSTODY OF YOUTH TO HUMAN SERVICES, by Senator N. Tanner; and

The Judiciary Committee recommends **H.B. 301**, MINIMUM AGE FOR MARRIAGE, by Representative C. Saunders, be replaced and favorably recommends **1st Sub. H.B. 301**. MINIMUM AGE FOR MARRIAGE.

A. Lamont Tyler, Chair

Reports filed. On motion of Representative Tyler, the reports of the Judiciary committee were adopted.

H.B. 310, H.B. 309, and **H.B. 311**, read the second time by short title and placed on the consent calendar for third reading.

H.B. 317, S.B. 5, and **Sub. H.B. 301**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker:

February 6, 1998

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 129**, FORT DOUGLAS MILITARY MUSEUM, by Representative W. Harper; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 321**, STALKING AMENDMENTS, by Representative J. Haymond, with the following amendments:

1. Page 3, Line 14:

After "verdict" insert ", finding or plea of guilty, guilty and mentally ill, plea of no contest, or acceptance of a plea in abeyance"

2. Page 3, Line 16:

After "verdict" insert ", finding or plea of guilty, guilty and mentally ill, plea of no contest, or acceptance of a plea in abeyance"

3. Page 3, Line 18:

After "permanent" insert "criminal"

4. Page 8, Line 26:

After "sheriff" delete "," and insert "or" and after "constable" delete "," and insert ". In addition, a" and after "peace officer" delete "," and after "enforcement officer" insert "may serve a temporary stalking injunction, notices of renewal, and notices of modification. All service shall be done"; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on H.B. 133, EFFECTIVE LAW ENFORCEMENT, by Representative J. Swallow, with the following amendments:

- 1. Page 1, Line 10: After "CRIME" delete ":"
- 2. Page 1, Line 11:
 Delete all of Line 11 except "."

- 3. Page 2, Line 10:
 After "composed of" reinstate "19" and delete "22"
- 4. Page 2, Line 31:
 After "remaining" reinstate "five" and delete "eight"
- 5. Page 3, Line 6:
 After "education;" reinstate "and"
- 6. Page 3, Line 7:
 After "representative" reinstate "." and delete ":
- 7. Page 3, Lines 8–12: Delete all of Lines 8–12
- 8. Page 4, Line 4:
 After "all" delete "state and local"
- 9. Page 4, Line 15:
 After "63–25a–104.5" delete "and make copies"
- 10. Page 4, Line 16:
 Delete all of Line 16 except ":"
- 11. Page 5, Line 15:
 After "before" delete "September" and insert "October"
- 12. Page 5, Line 21:
 After "years;" insert "and"
- 13. Page 5, Line 22:
 After "<u>Utah</u>" insert "<u>and other states</u>"
- 14. Page 5, Line 23: Delete all of Line 23
- 15. Page 5, Line 27:
 After "agencies" delete "and political subdivisions"
- 16. Page 5, Line 28:
 Delete "efficient" and insert "effective"
- 17. Page 5, Line 30: After "state:" insert "and"

18. Page 5, Line 31:

After "agencies" delete "and political subdivisions"

19. Page 6, Line 1:

18

After "victimization" delete "; and" and insert "."

20. Page 6, Line 2:

Delete all of Line 2

21. Page 6, Line 8:

Delete "25" and insert "26"

22. Page 6, Line 31:

Delete "three" and insert "four"

23. Page 7, Line 3:

After "violence;" delete "and"

24. Page 7, Line 4:

After "who" delete "is a recovered alcoholic or a recovered drug abuser." and insert "has been personally affected by alcohol or other drug abuse; and (iv) one citizen representative."

25. Page 7, Line 19:

Delete "study" and insert "consolidate and review studies concerning"

26. Page 7, Line 22:

After "measured by" delete "violent crime" and insert "available indicators of drug use, crime, and violence"

27. Page 7, Line 24:

After "meet" delete "at least"

28. Page 7, Line 27:

After "[annually.], " insert "and" and delete ", and all political subdivisions of the state"

29. Page 7, Line 27:

After Line 27 insert:

"Section 8. Coordination clause.

If this bill and S.B. 187, Utah Council on Victims, both pass in the 1998 General Session, it is the intent of the Legislature that:

(1) Subsection 63–25a–102(1)(o) be inserted and read: "the chair of the

<u>Utah Council on Victims.";</u>

(2) The number of members on the commission in Subsection 63–25a–102(1) be adjusted to add the chair of the Utah Council on Victims; and

(3) Subsection 63–25a–102(1) be adjusted for technical changes as needed."

Robert H.M. Killpack, Chair

Reports filed. On motion of Representative Killpack, the reports of the Law Enforcement and Criminal Justice committee were adopted.

H.B. 129, H.B. 321, as amended, and **H.B. 133**, as amended, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker:

February 6, 1998

The Education Committee reports a favorable recommendation on **S.B. 77**, MIDDLE SCHOOLS TASK FORCE, by Senator D. Steele, et al; and

The Education Committee has tabled **H.B. 106**, TRUANCY PREVENTION APPROPRIATION, by Representative J. Alexander, and has returned it to the Rules Committee: and

The Education Committee reports a favorable recommendation on **H.B. 161**, APPROPRIATION FOR UTAH STATE UNIVERSITY EXTENSION/UINTAH BASIN EDUCATION CENTER, by Representative B. Evans.

Lloyd W. Frandsen, Chair

Reports filed. On motion of Representative Frandsen, the reports of the Education committee were adopted.

- **S.B. 77**, read the second time by short title and referred to Rules Committee due to fiscal impact.
 - **H.B. 106**, tabled and returned to Rules Committee.
- **H.B. 161**, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

February 6, 1998

The Health and Human Services Committee reports a favorable recommendation on **H.B. 119**, PROVISIONS FOR HEALTH CARE

PROVIDERS, by Representative J. Buffmire, and recommends it be placed on the Consent Calendar.

Nora B. Stephens, Chair

Reports filed. On motion of Representative N. Stephens, the reports of the Health and Human Services committee were adopted.

H.B. 119, read the second time by short title and placed on the consent calendar for third reading.

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Mr. Speaker:

February 6, 1998

The Transportation Committee reports a favorable recommendation on **H.B. 307**, REGULATION OF IMPOUNDED VEHICLES, by Representative C. Saunders, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 2, Line 21:

After line 21 insert:

"(8) The division or the peace officer who seizes a vehicle shall record the mileage shown on the vehicle's odometer at the time of seizure, if the vehicle is equipped with an odometer."; and

The Transportation Committee reports a favorable recommendation on **H.B. 344**, DUI PROBATION OR PAROLE, by Representative K. Bryson, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 4, Line 11:
Delete "maximum"; and

The Transportation Committee reports a favorable recommendation on **H.B. 316**, SUNSET AERONAUTICS COMMITTEE, by Representative B. Allen, and recommends it be placed on the Consent Calendar; and

The Transportation Committee reports a favorable recommendation on **H.B. 123**, NOT A DROP AMENDMENTS, by Representative D. Bush, and recommends it be placed on the Consent Calendar; and

The Transportation Committee reports a favorable recommendation on **H.B. 13**, TRAFFIC-CONTROL SIGNAL PHOTO DETECTION, by Representative O. Carnahan.

Don E. Bush, Chair

Reports filed. On motion of Representative Bush, the reports of the Transportation committee were adopted.

- **H.B. 307**, as amended, **H.B. 344**, as amended, **H.B. 316**, **and H.B. 123**, read the second time by short title and placed on the consent calendar for third reading.
- $\pmb{\text{H.B. 133}}$, read the second time by short title and placed on the calendar for third reading.

MISCELLANEOUS BUSINESS

On motion of Representative Frandsen, the House voted to set **H.B. 182**, CLASS SIZE REDUCTION IN GRADES 7–8, for Time Certain on February 10, 1997 at 11:00 a.m.

MISCELLANEOUS BUSINESS

On motion of Representative Fox–Finlinson, the House voted to adjourn until February 9, 1998, at 10:00 a.m.

HOUSE JOURNAL PAGE INDEX (DAY 1 - 19)

Re	ead for the first time and referred to the Rules Committee	37
H.B. 2 1998 CAPIT	TAL FACILITIES BONDING AND DEBT FINANCING AUTHORIZATIONS (G. Adair) and for the first time and referred to the Rules Committee	
H.B. 3 SUPPLEME Re	ENTAL APPROPRIATIONS ACT II (M. Stephens) ead for the first time and referred to the Rules Committee	37
Re As Re Re Tr	E IMPLEMENTATION OF FOSTER CARE CITIZEN REVIEW BOARDS (N. Stephens) ead for the first time and referred to the Rules Committee ssigned to standing committee add the second time add the second time ansmitted to the Senate	56 94 97
Re As Re	DNAL LICENSE CONDITIONS DISCLOSURE (G. Cox) and for the first time and referred to the Rules Committee signed to standing committee and the second time finendments finendments finendments	58 10
Re As Re Re	NVESTIGATOR REGULATION (S. Koehn) and for the first time and referred to the Rules Committee sistened to standing committee and the second time and the third time ansmitted to the Senate 21	56 22 00
Re As Re Re Ci Ci Ur	RS FOR PUBLIC SCHOOLS PILOT PROGRAM (S. Allen) ead for the first time and referred to the Rules Committee signed to standing committee and the second time ead the third time roled	58 97 64 65 04
Re As Re Ar Re	ASURER AMENDMENTS (J. Murray) and for the first time and referred to the Rules Committee ssigned to standing committee and the second time and the second time and the third time ansmitted to the Senate 22	56 25 24 40
Re As Re Re	ATION FOR ADDITIONAL HIGHWAY PATROLMEN (G. Adair) ead for the first time and referred to the Rules Committee	59 22 71
Re As Re Ar Re	UNDER THE INFLUENCE CONDITIONAL LICENSING (N. Stephens) and for the first time and referred to the Rules Committee ssigned to standing committee and the second time mendments and the third time ansmitted to the Senate 3.3	59 91 91 37
H.B. 11 JUVENILE Re	C COURT HEARINGS AND RECORDS (P. Arent) ead for the first time and referred to the Rules Committee	10
Re As	OF MOTOR VEHICLES BY DEPARTMENT OF PUBLIC SAFETY (C. Saunders) and for the first time and referred to the Rules Committee ssigned to standing committee mendments	56
Re	CONTROL SIGNAL PHOTO DETECTION (O. Carnahan) cad for the first time and referred to the Rules Committee	
H.B. 14 MOTOR V Re As Re Ar Su Re	EHICLE SAFETY INSPECTION (W. Harper) and for the first time and referred to the Rules Committee signed to standing committee sad the second time second time	.11 57. 46 63. 46.

	FORCE SERVICES AMENDMENTS (O. Carnahan) Read for the first time and referred to the Rules Committee	
. 105 .	Read the second time Read the third time Transmitted to the Senate]
	NG CLASSROOM SUPPLIES (R. Bigelow) Read for the first time and referred to the Rules Committee	H.B. 16 FUNDIN
58 .	Read to the first time and referred to the Rules Committee Assigned to standing committee Read the second time	
96	Amendments Read the third time Transmitted to the Senate	į
12	NATED KIDNAPING AMENDMENTS (P. Buckner) Read for the first time and referred to the Rules Committee	H.B. 17 AGGRA
. 347.	Assigned to standing committee]
. 509 .	Read the third time	
19	TERS FOR HIGHWAY PATROL (G. Adair) Read for the first time and referred to the Rules Committee	H.B. 18 COMPU
139	Assigned to standing committee	
244 .	Read the second time Amendments	
	Read the third time	•
12	OF WATER COMMISSIONERS (T. Hatch) Read for the first time and referred to the Rules Committee	H.B. 19 DUTIES
206	Assigned to standing committee Read the second time	
. 506 .	Read the third time Transmitted to the Senate]
12	Read for the first time and referred to the Rules Committee Assigned to standing committee	H.B. 20 COVER
	TIVE SERVICE FILING PREREQUISITE TO RECEIVING POSTSECONDARY FINANCIAL AID (. Holladay)	H.B. 21 SELECT
138	Read for the first time and referred to the Rules Committee	
. 621 .	Read the second time	
	Transmitted to the Senate	
13 384	VATION OF STATE HIGHWAYS (D. Hogue) Read for the first time and referred to the Rules Committee	
13	Y IMPROVEMENT DISTRICT CONSTRUCTION CONTRACTS (R. Short) Read for the first time and referred to the Rules Committee	
. 123.	Assigned to standing committee Read the second time	
	Read the third time	•
13	TY FOR ABANDONED OR UNATTENDED CAMPFIRE (D. Hogue) Read for the first time and referred to the Rules Committee]
206	Assigned to standing committee	
	Amendments	
13	TY FOR INTERFERENCE WITH SERVICE OF PROCESS (J. Arrington) Read for the first time and referred to the Rules Committee	
. 347.	Assigned to standing committee]
	Substituted	HR 26 TRADE
55 .	Read or the first time and referred to the Rules Committee Assigned to standing committee Read the second time	
97	Amendments	
	Read the third time	•
14	L CARE – USE OF GENERAL ANESTHESIA (R. Killpack) Read for the first time and referred to the Rules Committee	H.B. 27 DENTAL
	Assigned to standing committee	
14	PRIATION FOR DAVIS COUNTY CONFERENCE AND COMMUNITY CENTER (B. Chard) Read for the first time and referred to the Rules Committee	. B. 28 APPROP

H.B. 29 PENALTY FOR PROVIDING TOBACCO TO YOUTH (<i>C. Saunders</i>) Read for the first time and referred to the Rules Committee	
H.B. 30 PUBLIC SCHOOL HAZARDOUS BUS ROUTES APPROPRIATION (W. Harp Read for the first time and referred to the Rules Committee	ner)
H.B. 31 SALE OF TOBACCO PRODUCTS (C. Saunders) Read for the first time and referred to the Rules Committee	
H.B. 32 — DISCLOSURE OF TOBACCO INGREDIENTS (J. Tanner) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Amendments	
H.B. 33 — COMMUNITY RESPONSIVENESS REQUIREMENTS OF UTAH DEPARTM Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Amendments	
H.B. 34 — DINOSAUR DIAMOND PREHISTORIC HIGHWAY DESIGNATION (J. Seitz, Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Amendments Read the third time Transmitted to the Senate	
H.B. 35 MINIMUM FINE FOR POSSESSION OF TOBACCO PRODUCTS BY UNDEL Read for the first time and referred to the Rules Committee	
H.B. 36 JUROR REIMBURSEMENT (D. Zolman) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Substituted	
H.B. 37 — PURCHASE OF TELECOMMUNICATIONS SERVICE (B. Evans) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Read the third time Transmitted to the Senate	
H.B. 38 — MENTAL HEALTH INSURANCE PARITY (B. Allen) Read for the first time and referred to the Rules Committee	17
H.B. 38 MENTAL HEALTH INSURANCE PARITY (B. Allen) Assigned to standing committee	521
H.B. 39 CRIMINAL INTENT (J. Arrington) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Read the third time Transmitted to the Senate	
H.B. 40 JUDICIAL CONDUCT COMMISSION AMENDMENTS (G. Cox) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Amendments Read the third time Circled Transmitted to the Senate	
H.B. 41 HEALTH INSURANCE POLICY COVERAGE (P. Knudson) Read for the first time and referred to the Rules Committee	
H.B. 42 — UNEMPLOYMENT COMPENSATION FRAUD AMENDMENTS (N. Hendric Read for the first time and referred to the Rules Committee	
H.B. 43 PENALTY IN USING A WEAPON (G. Adair) Read for the first time and referred to the Rules Committee	

A		50
Assigned to standing of Read the second time	committee	յն . 92.
Read the third time	nmittee	52.
Returned to Rules Con H.B. 44 TELEMARKETING REQUIR		12.
Read for the first time	and referred to the Rules Committee	
Assigned to standing o	committee	55 . 60
Amendments		87
H.B. 45 WILDLIFE LICENSE FEES (
	and referred to the Rules Committee	
Read the second time		27.
Amendments		41 42
	OR AND FELONY OFFENSES (S. Barth)	12.
Read for the first time	and referred to the Rules Committee	18
Assigned to standing of Read the second time	committee	յն . 92.
Substituted		92
	LISH AS SECOND LANGUAGE ADULT EDUCATION CLASSES (T. Rowan)	
Read for the first time Assigned to standing of	and referred to the Rules Committee	18 78
Read the second time		61.
H.B. 48 INATTENTIVE DRIVING AM		
	and referred to the Rules Committee	
Assigned to standing C H.B. 49 EMERGENCY SERVICES AN		Ju .
Read for the first time	and referred to the Rules Committee	19
Assigned to standing or Read the second time	committee	56. 60.
Read the third time		84 .
	ate	55.
Read for the first time	and referred to the Rules Committee	19
Assigned to standing of	committee	57 26
H.B. 51 PUBLIC EMPLOYEES EARL	Y RETIREMENT (M. Styler)	10
Assigned to standing of	and referred to the Rules Committee	93
Amendments		03
H.B. 52 EXCELLENCE IN EDUCATION		10.
Read for the first time	and referred to the Rules Committee	
	committee	. iii
	and referred to the Rules Committee	
	committee	58 .
H.B. 54 MUNICIPAL GOVERNMENT Read for the first time	AND INCORPORATION AMENDMENTS (D. Zolman) and referred to the Rules Committee	20
Assigned to standing of	committee	
H.B. 55 TOWN OPTION SALES AND	USE TAX (P. Knudson) ION***	70
Read for the first time	and referred to the Rules Committee	21
Assigned to standing of	committee	59 . 03
Transmitted to the Sen	ate	04.
	S, PUBLIC EMPLOYEES, AND LEGISLATORS (J. Tanner)	0.4
	and referred to the Rules Committee	£1
H.B. 57 ACUPUNCTURE PRACTICE Read for the first time	AMENDMENTS (A. Bradshaw) and referred to the Rules Committee	21
Assigned to standing of	committee	55 .
Amendments		67
Read the third time		67.
ransmitted to the Sen	ate	JØ.

H.B.	58 OIL A	ND GAS SEVERANCE TAX AMENDMENTS (B. Evans)
		Read for the first time and referred to the Rules Committee
		Assigned to standing committee
		Amendments 279, 518
		Read the third time 518
		Transmitted to the Senate
H.B.	59 ADOP	TION AMENDMENTS (N. Stephens)
		Read for the first time and referred to the Rules Committee
		Assigned to standing committee
		Amendments
		Substituted
		Read the third time 352 Circled 352
		Uncircled
		Transmitted to the Senate
H.B.	60 COMP	ENSATION FOR PUBLIC SAFETY DISPATCHERS (D. Bowman)
		Read for the first time and referred to the Rules Committee
		Assigned to standing committee
		Read the second time
		Transmitted to the Senate
H.B.	61 FUND	ING FOR SENIOR CITIZEN CENTERS (P. Larson)
		Read for the first time and referred to the Rules Committee
		Assigned to standing committee
		Amendments
нв	62 FIREE	IGHTERS DEATH BENEFIT (M. Carlson)
ш.р.	UL FIREE	Read for the first time and referred to the Rules Committee
		Assigned to standing committee
H.B.	63 REGU	LATION OF MOTORIZED SCOOTERS (L. Nelson)
		Read for the first time and referred to the Rules Committee
		Assigned to standing committee
		Amendments
		Read the third time
		Transmitted to the Senate
H.B.	64 CHILI	O ABUSE OFFENSE AMENDMENTS (G. Cox)
		Read for the first time and referred to the Rules Committee 23 Assigned to standing committee 139
		Read the second time
		Read the third time
		Transmitted to the Senate
H.B.	65 SALES	S TAX EXEMPTION FOR PASSENGER TRANSPORTATION (B. Allen)
		Read for the first time and referred to the Rules Committee
		Assigned to standing committee 139 Read the second time 628.
		Amendments
H.B.	66 INCON	ME TAX - AMENDMENTS (D. Jones)
		Read for the first time and referred to the Rules Committee
		Assigned to standing committee
H.B.	67 PAYM	ENT OF LEGAL FEES AND COSTS OF FRIVOLOUS LAWSUITS (D. Iverson)
		Read for the first time and referred to the Rules Committee
		Read the second time
		Amendments
		Read the third time
		Circled
H.B.	68 APPRO	OPRIATION FOR USU PASTURE AND FORAGE INITIATIVE (E. Anderson)
		Assigned to standing committee 138
		Read for the first time and referred to the Rules Committee
		Read the third time
		Transmitted to the Senate
H.B.	69 PRIVA	TE PROPERTY OWNERS AND HOUSES OF WORSHIP RIGHT TO PROHIBIT DANGEROUS WEAPONS (R. Killback)
		Read for the first time and referred to the Rules Committee
		Assigned to standing committee
H.B.	70 SCHO	OL AND INSTITUTIONAL TRUST LAND AMENDMENTS (T. Hatch)
		Read for the first time and referred to the Rules Committee
		Assigned to standing committee
		Read the second time

H.D. CH. ALCOHOL AND DDIG TECTING PET (D. D. 1)	
H.B. 71 ALCOHOL AND DRUG TESTING FEE (D. Bush) Read for the first time and referred to the Rules Committee	95
Assigned to standing committee	
Read the second time	343.
Amendments	343
H.B. 72 UNLAWFUL SEXUAL ACTIVITY WITH A MINOR (G. Curtis)	
Read for the first time and referred to the Rules Committee	
Assigned to standing committee	
Read the second time Read the third time	
Transmitted to the Senate	
H.B. 73 DATES FOR BOND ELECTIONS (G. Way)	
Read for the first time and referred to the Rules Committee	25
Assigned to standing committee	
Read the second time	
Amendments	
Read the third time	
Circled	
Uncircled	
Transmitted to the Senate	250.
H.B. 74 AGRICULTURAL PROTECTION AREAS (E. Anderson)	
Read for the first time and referred to the Rules Committee	25
Assigned to standing committee	139
Amendments	
Read the third time	
Transmitted to the Senate	465.
H.B. 75 PROHIBITING FUSION CANDIDATES FOR POLITICAL OFFICE (J. Murray)	
Read for the first time and referred to the Rules Committee	26
Assigned to standing committee	
Read the second time Read the third time	
Transmitted to the Senate	
H.B. 76 UNCLAIMED PROPERTY AMENDMENTS (J. Valentine)	
Read for the first time and referred to the Rules Committee	26
Assigned to standing committee	243
Read the second time	
Substituted	385.
H.B. 77 FILLING MIDTERM VACANCIES IN THE LEGISLATURE (D. Ure)	
Read for the first time and referred to the Rules Committee	
Assigned to standing commutee Read the second time	
Read the third time	
Transmitted to the Senate	398.
H.B. 78 TESTING PERIOD FOR HEARING AIDS (L. Pace)	
Read for the first time and referred to the Rules Committee	
Assigned to standing committee	
Amendments	
Read the third time	286 .
Transmitted to the Senate	287.
H.B. 79 PRIVATE KINSHIP CARE (P. Larson)	
Read for the first time and referred to the Rules Committee	26
H.B. 80 MEETINGS OF INTERIM COMMITTEES (L. Frandsen)	
Read for the first time and referred to the Rules Committee	
Assigned to standing committee	
Read the second time Amendments	
Read the third time	
Transmitted to the Senate	468.
H.B. 81 MOTIONS TO VACATE EX PARTE PROTECTIVE ORDERS (P. Larson)	
Read for the first time and referred to the Rules Committee	27
Assigned to standing committee	
Read the second time	
	Ju&
H.B. 82 ANNUAL SALARY ADJUSTMENT FOR DEAF AND BLIND SCHOOLS EMPLOYEES (D. Gladwell) Read for the first time and referred to the Rules Committee	97
Assigned to standing committee	
Read the second time	321.
Read the third time	
Transmitted to the Senate	6.19.
H.B. 83 CHILD CARE TASK FORCE (S. Allen)	0.5
Read for the first time and referred to the Rules Committee	ZI

Day 19

	Assigned to standing committee Read the second time Amendments Read the third time Circled	278
H.B. 84 INSPEC	TION OF VITAL RECORDS (D. Zolman) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Read the third time Transmitted to the Senate	. 28 206 320 570
H.B. 85 MURDE	R AND MANSLAUGHTER AMENDMENTS (D. Gladwell) Read for the first time and referred to the Rules Committee	. 28 206
	HINSURANCE - PRIMARY CARE PROVIDER (J. Buffinire) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Amendments Substituted Read the third time Transmitted to the Senate	206 320 526 526
	PRIATION FOR CAPITOL HILL PROJECTS (R. Becker) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	521
	DING OF DOCUMENTS (T. Hatch) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Amendments	139 277 515 515
	CTIONS ON NAMES OF BUSINESS ENTITIES (K. Bryson) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Read the third time Transmitted to the Senate	205 321 571
	OX DAMAGE AND MAIL THEFT (B. Goodfellow) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Substituted	206
	ATION OF SIGNS IN COMMUNITIES (B. Johnson) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Amendments Read the third time Transmitted to the Senate	140 246 245 461
	L OFFENSES WITHOUT CONSENT OF VICTIM (K. Bryson) Read for the first time and referred to the Rules Committee . Assigned to standing committee Read the second time	
H.B. 93 ENDOW	/MENT FUNDS FOR UTAH CHARITIES (J. Haymond) Read for the first time and referred to the Rules Committee Assigned to standing committee	. 74
	VITY AMENDMENTS FOR STATE EMPLOYEES (D. Bowman) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Read the third time Transmitted to the Senate	512
	GOVERNMENT SUBDIVISION ORDINANCES (M. Stephens) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Substituted Read the third time Transmitted to the Senate	387
H.B. 96 PHARM	Transmitted to the Senate ACY PRACTICE ACT AMENDMENTS (P. Arent) Read for the first time and referred to the Rules Committee	

Assigned to standing committee	205
Read the second time	321.
Read the third time	. 504 .
Transmitted to the Senate	.5.05.
H.B. 97 GOVERNMENT IMMUNITY AMENDMENTS (G. Curtis)	7.5
Read for the first time and referred to the Rules Committee	243
Assigned to standing committee Referred to Master Study Resolution for interim study	. 523
H.B. 98 EMERGENCY CARE TRAINING (J. Valentine)	
Read for the first time and referred to the Rules Committee	. 98
Assigned to standing committee	612
Amendments	
Substituted	.610
H.B. 99 SENTENCING CREDIT FOR GOOD BEHAVIOR (K. Bryson)	
Read for the first time and referred to the Rules Committee Assigned to standing committee	
Read the second time	
Amendments	.501
H.B. 100 UTAH SUMMER GAMES APPROPRIATION (D. Bowman)	
Read for the first time and referred to the Rules Committee	
Read the second time	277.
Amendments	.513 .
Substituted Read the third time	.27.7
Transmitted to the Senate	
H.B. 101 POSTING ON MOTOR AND SPECIAL FUEL PUMPS (G. Way)	
Read for the first time and referred to the Rules Committee	.127
Assigned to standing committee Read the second time	. 243
Amendments	
Substituted	.627
H.B. 102 INSURANCE EXAM REQUIREMENTS (B. Holladay)	
Read for the first time and referred to the Rules Committee Assigned to standing committee	128
Assigned to standing committee Read the second time	436.
H.B. 103 ETHIC LAW AMENDMENTS (M. Stephens)	
Read for the first time and referred to the Rules Committee	.128
Assigned to standing committee Read the second time	. 293
H.B. 104 CONSUMER HEALTH CARE STUDY (T. Beck)	303.
Read for the first time and referred to the Rules Committee	.161
Assigned to standing committee	. 468
H.B. 105 PRESCRIPTION COVERAGE (S. Allen)	
Read for the first time and referred to the Rules Committee Assigned to standing committee	161
H.B. 106 TRUANCY PREVENTION APPROPRIATION (J. Alexander)	. 541
H.B. 100 TRUANCY PREVENTION APPROPRIATION (J. Alexander) Read for the first time and referred to the Rules Committee	161
Read for the first time and referred to the Rules Committee Assigned to standing committee	. 293
Returned to Rules Committee	.687.
H.B. 107 COMPULSORY SERVICE (B. King) Read for the first time and referred to the Rules Committee	160
Read for the first time and referred to the Rules Committee	
Assigned to standing committee	. 468
Read the second time	616.
H.B. 108 STATE DISCLOSURE OF TAX EXPENDITURES (M. Carlson) Read for the first time and referred to the Rules Committee	169
Assigned to standing committee	
Substituted	.67.0
H.B. 109 RELEASE OF GOVERNOR'S BUDGET (D. Ure)	
Read for the first time and referred to the Rules Committee Assigned to standing committee	192
Assigned to standing committee H.B. 110 SALES TAX EXEMPTION FOR SEASONAL DESTINATION AMUSEMENT PARKS (M. Dillree)	. 233
Read for the first time and referred to the Rules Committee	193
Assigned to standing committee	
H.B. 111 AGING SERVICES AMENDMENTS (J. Haymond)	
Read for the first time and referred to the Rules Committee	193
Assigned to standing committee	. 468
H.B. 112 UNDERGROUND STORAGE TANK ASSURANCE AMENDMENTS (B. Wright) Read for the first time and referred to the Rules Committee	103
Against the transitions committee	591

H.B.	113 UNDERGROUND STORAGE TANK PROGRAM AMENDMENTS (B. Wright)	404
	Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	. 194
	Read the second time	. 501
ΗВ	114 SNOW COLLEGE SOUTH (B. Johnson)	
п.в.	Read for the first time and referred to the Rules Committee	. 194
	Read for the first time and referred to the Rules Committee Assigned to standing committee	. 521
H.R.	115 TELECOMMUNICATIONS AMENDMENTS (M. Stephens)	
	Read for the first time and referred to the Rules Committee Assigned to standing committee	. 231
H.B.	116 RESTRICTION ON STATE EMPLOYEES (J. Tanner) Read for the first time and referred to the Rules Committee	
	Read for the first time and referred to the Rules Committee	. 231
	Assigned to standing committee	522
	Read the second time Amendments	. 630
	Allielulielis	023
H.B.	117 INFORMATION TECHNOLOGY SERVICES STUDY APPROPRIATION (B. Evans)	599
	Read the first time by short title Read the second time	523 523
n	117 REVIEW OF INTERNAL SERVICES (B. Evans)	. 520
н.в.	Read for the first time and referred to the Rules Committee	279
	Assigned to standing committee	384
	Substituted	523
H.B.	118 PROPERTY TAX APPEAL PROCESS (R. Walsh)	
	Read for the first time and referred to the Rules Committee	. 280
H.R.	119 PROVISIONS FOR HEALTH CARE PROVIDERS (J. Buffmire)	
	Read for the first time and referred to the Rules Committee	. 280
	Assigned to standing committee Read the second time	468
		. 688
H.B.	120 DEPARTMENT OF HUMAN SERVICES OFFICE OF LICENSING REVISIONS (J. Haymond)	
	Read for the first time and referred to the Rules Committee Assigned to standing committee	. 280
		321
H.B.	121 PROGRAM FOR AT-RISK YOUTH AND THEIR FAMILIES (L. Pace)	200
	Read for the first time and referred to the Rules Committee Assigned to standing committee	521
n	122 PROPERTY TAX - HOMEOWNER'S CREDIT (D. Jones)	
н.в.	Read the first time by short title and referred to Rules Committee	388
пр	123 NOT A DROP AMENDMENTS (D. Bush)	
п.в.	Read for the first time and referred to the Rules Committee	322
	Assigned to standing committee	560
	Read the second time	. 689
H.B.	124 BAIL BOND AGENT LICENSURE ACT (S. Koehn)	
	Read for the first time and referred to the Rules Committee Assigned to standing committee	. 322
		625
H.B.	125 REGULATION OF WILDLIFE OUTFITTERS AND GUIDES (B. Johnson)	
	Read for the first time and referred to the Rules Committee	. 322
	Assigned to standing committee	
H.B.	126 TEACHING EXPERIENCE EMPLOYMENT FACTOR (T. Rowan) Read for the first time and referred to the Rules Committee	000
	Read for the first time and referred to the Rules Committee	. 323
H.B.	127 NONCONTRIBUTORY RETIREMENT DEFERRED COMPENSATION - MEMBER/EMPLOYER MATCH F (J. Arrington)	LAN
	Read for the first time and referred to the Rules Committee	. 323
UР	128 DIVISION OF FACILITIES CONSTRUCTION AND MANAGEMENT BIDDING PROCESS (R. Short)	
п.в.	Read for the first time and referred to the Rules Committee	323
	Assigned to standing committee	522
	Read the second time	. 628
	Amendments	
H.B.	129 FORT DOUGLAS MILITARY MUSEUM (W. Harper)	
	Read for the first time and referred to the Rules Committee	. 347
	129 FORT DOUGLAS MILITARY MUSEUM (W. Harper) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	687
	130 CONTROLLED SUBSTANCES PRECURSOR AMENDMENTS (A. Tyler)	
n.b.	Read for the first time and referred to the Rules Committee	. 348
	Assigned to standing committee	469
	Read the second time	. 616
	Amendments	615
H.B.	131 ENFORCEMENT AUTHORITY FOR DRUG LAB AND PRECURSOR ACTS (A. Tyler)	
	Read for the first time and referred to the Rules Committee Assigned to standing committee	. 348
	Assigned to standing committee	409

Read the second time
H.B. 132 MOTOR VEHICLE INSURANCE PREMIUM RATES (T. Beck) Read for the first time and referred to the Rules Committee
H.B. 133 EFFECTIVE LAW ENFORCEMENT (J. Swallow) 388 Read for the first time and referred to the Rules Committee 521 Read for the second time 687, 689 Amendments 684
H.B. 134 MINERAL LEASE AMENDMENTS (<i>J. Seitz</i>) Read for the first time and referred to the Rules Committee
H.B. 135 HIGHER EDUCATION TUITION ASSISTANCE PROGRAM (K. Johnson) Read for the first time and referred to the Rules Committee
H.B. 136 GRANDPARENTS VISITATION RIGHTS (J. Buffmire) Read for the first time and referred to the Rules Committee
H.B. 137 CHILDREN'S HEALTH INSURANCE PROGRAM (<i>P. Knudson</i>) Read for the first time and referred to the Rules Committee
H.B. 138 ACCESS OF JUDGES TO JUVENILE COURT RECORDS (<i>L. Nelson</i>) Read for the first time and referred to the Rules Committee
H.B. 139 SURVEYS IN PUBLIC SCHOOLS (<i>D. Hogue</i>) Read for the first time and referred to the Rules Committee
H.B. 140 CHILD CARE AMENDMENTS (<i>M. Dayton</i>) Read for the first time and referred to the Rules Committee
H.B. 141 MITIGATION TO BUSINESSES IMPACTED BY MAJOR HIGHWAY CONSTRUCTION (D. Jones) Read for the first time and referred to the Rules Committee
H.B. 142 SERIOUS YOUTH OFFENDER AMENDMENTS (L. Baca) Read for the first time and referred to the Rules Committee
H.B. 143 CHARTER SCHOOLS IN THE PUBLIC EDUCATION SYSTEM (E. Olsen) Read for the first time and referred to the Rules Committee
H.B. 144 CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS (D. Iverson) Read for the first time and referred to the Rules Committee
H.B. 145 SCHOOLS FOR THE 21ST CENTURY (<i>B. Allen</i>) Read for the first time and referred to the Rules Committee
H.B. 146 HABITUAL VIOLENT OFFENDER DEFINITIONS (N. Hendrickson) 388 Read for the first time and referred to the Rules Committee
H.B. 147 LIABILITY FOR MINOR WHO DRIVES (J. Swallow) 389 Read for the first time and referred to the Rules Committee 559
H.B. 148 COHABITANT ABUSE ACT AMENDMENTS (P. Larson) 389 Read for the first time and referred to the Rules Committee 559 Assigned to standing committee 559
H.B. 149 REVISION TO SALES TAX ON FOOD (S. Barth) 889 Read for the first time and referred to the Rules Committee 389 Assigned to standing committee 626
H.B. 150 COUNTY OPTION SALES TAX FOR LONG TERM CARE CENTERS (J. Seitz) Read for the first time and referred to the Rules Committee
H.B. 151 PROPERTY TAX - CIRCUIT BREAKER ELIGIBILITY (J. Hickman) Read for the first time and referred to the Rules Committee
H.B. 152 ESTHETICIAN LICENSING ACT (S. Allen) Read for the first time and referred to the Rules Committee
H.B. 153 TIRE RECYCLING AMENDMENTS (D. Ure) Read for the first time and referred to the Rules Committee
H.B. 154 TASK FORCE ON PRIVATIZATION OF STATE ADOPTION SERVICES (N. Stephens) Read for the first time and referred to the Rules Committee
H.B. 155 RAW MILK MARKETING AMENDMENTS (B. Wright) Read for the first time and referred to the Rules Committee
H.B. 156 EXECUTIVE RETIREMENT OPTION (C. Fox-Finlinson) Read for the first time and referred to the Rules Committee
H.B. 157 JUDICIAL NOMINATING COMMISSION AMENDMENTS (C. Fox-Finlinson) Read for the first time and referred to the Rules Committee

H.B.	158	VOTER REGISTRATION AMENDMENTS (J. Swallow) Read for the first time and referred to the Rules Committee	. 348
		Assigned to standing committee	
H.B.	159	WORKERS' COMPENSATION EXEMPTION FOR INDEPENDENT INSURANCE AGENTS (J. Valentine) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	. 348
H.B.	160	LOANS FOR BUSINESSES IMPACTED BY MAJOR HIGHWAY CONSTRUCTION (S. Barth) Read for the first time and referred to the Rules Committee Assigned to standing committee.	. 391
H.B.	161	- APPROPRIATION FOR UTAH STATE UNIVERSITY EXTENSION/UINTAH BASIN EDUCATION CENTER Evans)	(B.
		Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	. 391 . 521 . 687
H.B.	162	UTAH STATE MUSEUM OF NATURAL HISTORY AMENDMENTS (B. Evans) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	521
H.B.	163	PUBLIC ACCESS TO ACCIDENT REPORTS (D. Hogue) Read for the first time and referred to the Rules Committee Assigned to standing committee	. 392
H.B.	164	– SOUND WALL PROJECTS (D. Bourdeaux) Read for the first time and referred to the Rules Committee Assigned to standing committee	. 439
H.B.	165	EDUCATIONAL PROFESSIONAL PRACTICES AMENDMENTS (R. Siddoway) Read for the first time and referred to the Rules Committee Assigned to standing committee	. 392
H.B.	166	- EMT-PARAMEDIC LICENSURE (S. Koehn) Read for the first time and referred to the Rules Committee Assigned to standing committee	
H.B.	167	- AMENDMENTS RELATED TO THE WORKERS' COMPENSATION (G. Adair) Read for the first time and referred to the Rules Committee	
H.B.	168	- REGULATION OF INSURANCE AGENT RELATIONSHIPS (L. Nelson) Read for the first time and referred to the Rules Committee	
H.B.	169	- PUBLIC SAFETY AMENDMENTS (B. Chard) Read for the first time and referred to the Rules Committee	. 440
		- HABITUAL YOUTH OFFENDER AMENDMENTS (B. Chard) Read for the first time and referred to the Rules Committee	. 440
		- MOBILE HOME AND MANUFACTURED HOME AMENDMENTS (C. Buttars) Read for the first time and referred to the Rules Committee	. 440
		- EXECUTIVE COMPENSATION (C. Fox-Finlinson) Read for the first time and referred to the Rules Committee	. 440
H.B.	173	COUNSELING AND SUPPORT OF ADOPTIVE FAMILIES AND CHILDREN (N. Stephens) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	29
		Substituted Read the third time Transmitted to the Senate	320 . 569
H.B.	174	- WINDOW TINTING AMENDMENTS (D. Bush) Read for the first time and referred to the Rules Committee	29
		Assigned to standing committee Read the second time Read the third time Transmitted to the Senate	. 121
H.B.	175	- TAX INCENTIVES FOR ADOPTION AND GUARDIANSHIP (J. Haymond) Read for the first time and referred to the Rules Committee	29
		Read the second time Amendments Read the third time Circled Uncircled Transmitted to the Senate	527 . 518 518 527
H.B.	176	EMERGENCY INJECTION FOR ANAPHYLACTIC REACTION (M. Dayton) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	56

15'
39
3
5
38
3
24:
38
38
3
9
160
3
9
23
16
3
5
13
3
46
56
68
3
5
3
9
19
60
3
5
16
16:
3
123
623
23

	Read the second time 55. Read the third time 77. Transmitted to the Senate 78.	
H.B. 188 SAL	ARY INCREASES FOR GOVERNMENT OFFICIALS (M. Styler) Read for the first time and referred to the Rules Committee	
H.B. 189 ENC	SLISH AS OFFICIAL LANGUAGE OF STATE (T. Rowan) Read for the first time and referred to the Rules Committee	
H.B. 190 FEL	ON VOTING RESTRICTIONS (C. Saunders) Read for the first time and referred to the Rules Committee 33 Assigned to standing committee 56 Read the second time 230 Read the third time 396 Circled 396 Uncircled 397 Transmitted to the Senate 398	
H.B. 191 COF	RECTIONAL OFFICER AMENDMENT (B. Chard) Read for the first time and referred to the Rules Committee 33 Read the second time 55 Read the third time 105 Transmitted to the Senate 1.06	
H.B. 192 DIV	ISION OF YOUTH CORRECTIONS SPECIAL FUNCTION OFFICERS (B. Chard) 33 Read for the first time and referred to the Rules Committee 59 Read the second time 122 Read the third time 202 Circled 202 Uncircled 238 Transmitted to the Senate 239	
H.B. 193 ELE	CCTION LAW - SUBSTANTIVE REVISIONS (L. Nelson) Read for the first time and referred to the Rules Committee	
H.B. 194 AM	ENDMENTS TO COUNTY IMPROVEMENT DISTRICTS FOR WATER SERVICES (B. Allen) 34 Read for the first time and referred to the Rules Committee 59 Read the second time 123 Amendments 679 Substituted 679. Read the third time 234 Circled 235 Uncircled 679. Transmitted to the Senate 680.	
H.B. 195 SPE	CIAL DISTRICTS AMENDMENTS (D. Ure) 34 Read for the first time and referred to the Rules Committee 55 Amendments 104 Read the third time 104 Transmitted to the Senate 105	
H.B. 196 RET	IREMENT OFFICE AMENDMENTS (S. Koehn) 34 Read for the first time and referred to the Rules Committee 55 Read the second time 132 Amendments 132 Read the third time 132 Transmitted to the Senate 133	
H.B. 197 TRA	AFFIC OFFENSE TRIAL PROCESS (N. Stephens) Read for the first time and referred to the Rules Committee	
	BLIC SAFETY – NONCONTRIBUTORY RETIREMENT SYSTEM OPTION (S. Koehn) Read for the first time and referred to the Rules Committee	
H.B. 199 ALI	OCATION OF SALES TAX TO SPECIES PROTECTION ACCOUNT (T. Hatch) Read for the first time and referred to the Rules Committee	
H.B. 200 INC	OME TAX - ELECTION CAMPAIGN FUND DESIGNATIONS (R. Short) 35 Read for the first time and referred to the Rules Committee 79 Read the second time 136 Read the third time 136 Transmitted to the Senate 137	

	Read for the first time and referred to the Rules Committee	
	Read the second time	
	Read the third time	
	Transmitted to the Senate	
H D 909 TD	ANSPORTATION CODE RECODIFICATION (M. Dillree)	
II.D. 202 1 KA	Read for the first time and referred to the Rules Committee	
	Read the second time	
	Amendments	
	Read the third time	
	Transmitted to the Senate	
II D 000 TDI		
H.B. 203 TRU	JTH IN TAXATION HEARINGS (R. Short) Read for the first time and referred to the Rules Committee	
	Read the second time	• •
	Amendments	
	Read the third time	
	Transmitted to the Senate	
	Transmitted to the Senate Signed by the Speaker and transmitted to the Governor	• •
II D OO4 CTTA	TE ELECTIONS COMMISSION (M. Carlson)	
H.B. 204 STA	LE ELECTIONS COMMISSION (M. Carison)	
	Read for the first time and referred to the Rules Committee	
	Assigned to standing committee	
	Read the second time Amendments	
H.B. 205 INS	URANCE COVERAGE FOR METABOLIC DISEASE (T. Beck)	
	Read for the first time and referred to the Rules Committee	
	Assigned to standing committee	
	Read the second time	
	Amendments	
	Substituted	
	Read the third time	
	Transmitted to the Senate	
H.B. 206 ECC	O-TERRORISM PROHIBITION AND PENALTIES (D. Iverson)	
	Read for the first time and referred to the Rules Committee	
	Assigned to standing committee	
	Read the second time Amendments	
	Amendments	. 27
	Substituted	
	Read the third time	٠.,
	Circled	. 46
	Uncircled	. 62
	Transmitted to the Senate	٠.
H.B. 207 ENV	/IRONMENTAL CRIMES AMENDMENTS (B. Wright)	
	Read for the first time and referred to the Rules Committee	
	Assigned to standing committee	
	Read the second time	
	Amendments	
	Read the third time	
	Circled	٠.
	Uncircled	
	Transmitted to the Senate	٠.
H.B. 208 UN	EMPLOYMENT INSURANCE AMENDMENTS (J. Alexander)	
	Read for the first time and referred to the Rules Committee	
	Assigned to standing committee Read the second time	
	Read the second time	
	Read the third time	
	Circled	٠.
H.B. 209 API	ROPRIATION FOR OLENE WALKER HOUSING TRUST FUND (G. Adair)	
	Read for the first time and referred to the Rules Committee	
	Assigned to standing committee	
	Read the second time	
	Read the third time	
	Transmitted to the Senate	
H.B. 210 AFE	ORDABLE HOUSING AMENDMENTS (W. Harper)	
AIO AFI	Read for the first time and referred to the Rules Committee	
	Assigned to standing committee	
	Read the second time	
	Amendments	
	Read the third time	
	Transmitted to the Senate	
UD 911 CDF		
	CIAL SESSION PUBLIC HEAKING KEQUIKEMENTS (E. Ulsen)	
11.D. 211 31 L		• •
11.D. 211 SEE	Assigned to standing committee	
11.D. 211 31 E	Assigned to standing committee	
11. D. 211 31 E	Assigned to standing committee Read the second time Read the third time	
LI D 911 CDE	CIAL SESSION PUBLIC HEARING REQUIREMENTS (E. Olsen) Read for the first time and referred to the Rules Committee	

Day 19

п.в.	212	· INAVA.	Read for the first time and referred to the Rules Committee Assigned to standing committee	206
			Read the second time Read the third time Transmitted to the Senate	511
H.B.	213	NATIV	/E AMERICAN COORDINATING BOARD MEMBERSHIP (B. Evans) Read for the first time and referred to the Rules Committee	38
			Assigned to standing committee	.58
			Assigned to standing committee Read the second time Read the third time	125 237
			Transmitted to the Senate	.238.
H.B.	214	MOTO	OR VEHICLE IDENTIFICATION (J. Tanner)	
			Read for the first time and referred to the Rules Committee	
			Read the second time	121
			Read the third time	170
H.R.	215	- ENFO	RCEMENT OF COURT'S RESTITUTION ORDER (L. Swallow)	
11.2.		2	Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	. 39
			Assigned to standing committee	192
			Amendments	192
			Read the third time	
H.B.	216	SALES	S TAX EXEMPTION FOR MUNICIPALITY-SPONSORED EVENTS (D. Ure)	
			Read for the first time and referred to the Rules Committee	. 39
			Assigned to standing committee Read the second time Amendments	190
			Amendments	335.
			Substituted Read the third time	335
			Transmitted to the Senate	.336
H.B.	217	- EDGE	OF THE CEDARS STATE PARK ACCESS ROAD (K. Johnson) Read for the first time and referred to the Rules Committee	20
			Assigned to standing committee	. 57.
			Assigned to standing committee Read the second time Read the third time	127
			Transmitted to the Senate	.249.
H.B.	218	· PUBLI	IC TRANSIT TAX AMENDMENTS (M. Dillree) Read for the first time and referred to the Rules Committee	. 40
H.B.	219	NOTIO	CE OF RIGHTS TO REMOVE MECHANICS LIEN (M. Dillree)	
			Read for the first time and referred to the Rules Committee	. 78
			Read the second time	160
			Assigned to standing committee Read the second time Amendments Read the third time	290
			Transmitted to the Senate	.290.
H.B.	220	- DISPL	AY OF LICENSE PLATES ON TRUCKS AND TRAILERS (G. Adair)	40
			Read for the first time and referred to the Rules Committee Assigned to standing committee	.57.
			Read the second time Read the third time	121
			Transmitted to the Senate Signed by the Speaker and transmitted to the Governor	1.70.
	004	, nine		624
H.B.	221	UNDE	RGROUND STORAGE TANKS - REAUTHORIZATION (B. Wright) Read for the first time and referred to the Rules Committee	. 40
			Read for the first time and referred to the Rules Committee Assigned to standing committee	.57.
			Read the second time Read the third time	250
			Transmitted to the Senate	.251
H.B.	222	BOILE	CR INSPECTION AMENDMENTS (G. Adair)	40
			Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	.55
			Read the second time Read the third time	. 98
			Transmitted to the Senate	.200.
			Signed by the Speaker and transmitted to the Governor	624
H.B.	223	- OFFE	NDER EXPENSES AMENDMENTS (P. Buckner) Read for the first time and referred to the Rules Committee	. 40
			Read the second time	.56
			Read the second time Amendments	122 203
			Read the third time	290

203	ATION ACT (J. Haymond)
41	to the Rules Committee
57	
251	
251	
252	Arent)
41	Arent) to the Rules Committee
59	
329 	
	AL HEALTH ADVISOR (M. Dayton)
41	to the Rules Committee
201	
201	
41	vallow) to the Rules Committee
	to the Rules Committee
277	
	NFORCEMENT, AND TREATMENT FUNDING (N. Stephens)
42	to the Rules Committee
57.	WANTED THE COLUMN TO THE COLUM
40	HORITY (J. Tanner) to the Rules Committee
	to the Rules Committee
98	
198	
199	
40	MENDMENTS (P. Knudson) to the Rules Committee
	to the Rules Committee
	EADERS (D. Ure)
42	to the Rules Committee
	r)
43 50	to the Rules Committee
192	
331	
	OUNCIL (G. Adair)
	to the Rules Committee
58	
160	
	ENDMENT (J. Haymond)
43	to the Rules Committee
205	
	ENTS (K. Garn)
	to the Rules Committee
520	
40	UMPSITE (D. Zolman) to the Rules Committee
	to the Rules Committee
502	
	MENTS (T. Hatch)
	to the Rules Committee
207.	
	Bigelow)
44	to the Rules Committee

	Assigned to standing committee Read the second time 1 Read the third time 2 Transmitted to the Senate 2	235.
	WELFARE AMENDMENTS (J. Haymond)	
	Read for the first time and referred to the Rules Committee	44 243
	Assigned to standing committee 2 Read the second time 6 Amendments 6	312.
	Substituted	
H.B. 240 UTAH	FOUNDATION FOR EDUCATIONAL EXCELLENCE REPEALER (T. Rowan) Read for the first time and referred to the Rules Committee	45
	Read to the first time and retered to the Rules Committee	205
	Read the third time	505.
	Transmitted to the Senate	606.
	ER EDUCATION SAVINGS AND SUPPLEMENTAL SAVINGS INCENTIVE PROGRAMS (K. Johnson) Read for the first time and referred to the Rules Committee	45
	Assigned to standing committee	.38 230
	Read the second time 2 Read the third time 3392, 4 Other Action 3	136
	ER EDUCATION SAVINGS INCENTIVE PROGRAMS (K. Johnson)	iaa
	Substituted	230.
	CATION OF CONCEALED FIREARM PERMIT AMENDMENTS (S. Barth) Read for the first time and referred to the Rules Committee	45
	Assigned to standing committee	243
	Read the second time	342
H.B. 243 RECO	CNITION OF NON-COURT ORDERED GUARDIANSHIPS (S. Allen) Read for the first time and referred to the Rules Committee	45
	Assigned to standing committee	139
	Read the second time	547.
	Read for the first time and referred to the Rules Committee	46
	Assigned to standing committee	.4u 246.
	Read the third time	163.
	Uncircled	
H.B. 245 UTAH	BOTANICAL CENTER APPROPRIATION (M. Dillree)	
	Read for the first time and referred to the Rules Committee	46
	Assigned to standing committee	247.
	Circled	167.
	Uncircled	i3.1. i31.
H.B. 246 IMPOU	UNDING UNINSURED VEHICLES (C. Buttars)	40
	Read for the first time and referred to the Rules Committee	.46 .57.
H.B. 247 REVE	NUES FOR THE STATE SCHOOL FUND (D. Iverson) Read for the first time and referred to the Rules Committee	10
	Assigned to standing committee	56
	Read the second time	333.
W.B. 040	Transmitted to the Senate	34.
	PRIATION FOR SUBMARINE MEMORIAL (D. Zolman) Read for the first time and referred to the Rules Committee	47
	Assigned to standing committee Read the second time	.58 230.
	Read the third time	355.
H.B. 249 CLARI	IFICATION ON PROBATION LIMITATIONS (G. Curtis)	
	Read for the first time and referred to the Rules Committee	47 56
	Read the second time	192.
	Read the third time	30 . 31.
H.B. 250 COLLI	ECTION OF DEFAULTED OR DELINQUENT STUDENT LOANS (O. Carnahan)	
	Read for the first time and referred to the Rules Committee	.56

H.B. 251 DISABILITY CENTER TRUST FUND AMENDMENTS (G. Davis) Read for the first time and referred to the Rules Committee 47 Assigned to standing committee 56 Read the second time 94 Amendments 338, 620 Read the third time 137 Circled 137, 338 Uncircled 338, 620 Transmitted to the Senate 621
H.B. 252 WATER QUALITY ACT AMENDMENTS (D. Ure) 47 Read for the first time and referred to the Rules Committee 57 Assigned to standing committee 191 Amendments 190 Read the third time 336 Transmitted to the Senate 337
H.B. 253 VEHICLE SAFETY INSPECTION CERTIFICATE AMENDMENTS (G. Cox) Read for the first time and referred to the Rules Committee 48 Assigned to standing committee 57 Read the second time 191 Read the third time 350 Transmitted to the Senate 350
H.B. 254 LIMITS OF MUNICIPAL LIABILITY (P. Knudson) Read for the first time and referred to the Rules Committee 48 Assigned to standing committee 59 Read the second time 523 Substituted 522
H.B. 255 RETIREES DEFINED BENEFIT ENHANCEMENT (O. Carnahan) Read for the first time and referred to the Rules Committee
H.B. 256 RURAL ENTERPRISE ZONES (B. Evans) Read for the first time and referred to the Rules Committee 48 Assigned to standing committee 139 Read the second time 526
H.B. 257 TICKET SCALPING RESTRICTIONS (J. Tanner) Read for the first time and referred to the Rules Committee
H.B. 258 GAMBLING AMENDMENTS (B. Chard) 49 Read for the first time and referred to the Rules Committee 59 Assigned to standing committee 244 Amendments 243 Read the third time 401 Transmitted to the Senate 402
H.B. 259 SALE OF VEHICLE (B. Allen) 49 Read for the first time and referred to the Rules Committee 207. Assigned to standing committee 347. Read the second time 346. Read the third time 507. Transmitted to the Senate 508.
H.B. 260 PUBLIC EDUCATION SERVICES APPROPRIATION (J. Gowans) 49 Read for the first time and referred to the Rules Committee 138 Assigned to standing committee 230 Read the second time 400 Transmitted to the Senate 401
H.B. 261 MUNICIPAL GOVERNMENT CIVIL SERVICE SELECTION PROCEDURES (R. Killpack) Read for the first time and referred to the Rules Committee
H.B. 262 SPEED LIMIT ON INTERSTATE HIGHWAYS (<i>A. Tyler</i>) Read for the first time and referred to the Rules Committee
H.B. 263 REMOVAL OF DIRECTORY SUBSIDY AMENDMENTS (J. Haymond) 50 Read for the first time and referred to the Rules Committee 50 Assigned to standing committee 207
H.B. 264 ADOPTION ACT AMENDMENTS (<i>R. Killpack</i>) Read for the first time and referred to the Rules Committee

	Assigned to standing committee 139 Read the second time 229 Amendments 229 Read the third time 352 Transmitted to the Senate 353
H.B. 265 TITLE	INSURANCE AMENDMENTS (T. Hatch) 50 Read for the first time and referred to the Rules Committee 205 Assigned to standing committee 321 Substituted 320 Read the third time 618 Circled 618
H.B. 266 MOTO	R VEHICLE INSURANCE PREMIUMS (N. Stephens) Read for the first time and referred to the Rules Committee
	BUSE OF A CHILD (J. Murray) 51 Read for the first time and referred to the Rules Committee 206 Assigned to standing committee 320 Read the second time 320 Read the third time 571 Transmitted to the Senate 571
	TRIC SERVICE DISTRICTS (J. Haymond) Read for the first time and referred to the Rules Committee
H.B. 269 REMO	VING BARRIERS TO AFFORDABLE MANUFACTURED HOUSING (B. Allen) Read for the first time and referred to the Rules Committee
H.B. 270 CHILE	SUPPORT FOR ADULT CHILDREN (J. Swallow) 75 Read for the first time and referred to the Rules Committee 206 Assigned to standing committee 616 Amendments 616
H.B. 271 GENE	FIC TESTING PRIVACY ACT (N. Stephens) Read the first time by short title and referred to Rules Committee
H.B. 272 INMAT	TE PRODUCTIVITY AND WORK SKILLS (G. Adair) 100 Read for the first time and referred to the Rules Committee 206 Assigned to standing committee 343 Read the second time 343 Amendments 342 Read the third time 681 Transmitted to the Senate 682
	R EXCHANGE APPLICATIONS (D. Ure) Read for the first time and referred to the Rules Committee 19 Assigned to standing committee 247 Read the second time 394 Reconsideration 510 Other Action 500 Transmitted to the Senate 395,510 Recalled 463
H.B. 274 INFOR	MATION TECHNOLOGY STRUCTURE AMENDMENTS (B. Evans) Read for the first time and referred to the Rules Committee
H.B. 275 ANNE	XATION OF AGRICULTURE PROTECTION AREAS (D. Ure) 100 Read for the first time and referred to the Rules Committee 206 Assigned to standing committee 342 Read the second time 342 Read the third time 634 Transmitted to the Senate 635
H.B. 276 CONSI	CREVATION DISTRICT TECHNICAL ASSISTANCE APPROPRIATION (B. Johnson) Read for the first time and referred to the Rules Committee
H.B. 277 LIMIT	ED LIABILITY COMPANY AMENDMENTS (S. Allen) Read for the first time and referred to the Rules Committee

Read the third time	617
Transmitted to the Senate	
H.B. 278 VEHICLE REGISTRATION REQUIREMENTS (C. Saunders)	
Read for the first time and referred to the Rules Committee	.101
Assigned to standing committee Read the second time	. 340
Read the second time Read the third time	
Transmitted to the Senate	.6.76.
H.B. 279 AMENDMENTS TO OLENE WALKER HOUSING TRUST FUND (G. Adair)	
Read for the first time and referred to the Rules Committee	
Assigned to standing committee	. 205
Read the second time Amendments	671
H.B. 280 WORKERS' COMPENSATION INSURANCE AMENDMENTS (B. Wright)	.01.1
Read for the first time and referred to the Rules Committee	102
Assigned to standing committee	. 206
Read the second time	. 342.
Amendments	,. 633
Read the third time Transmitted to the Senate	
	.u.a.
H.B. 281 PROOF OF APPROPRIATION REQUIREMENTS (M. Styler) Read for the first time and referred to the Rules Committee	109
Assigned to standing committee	. 139
Read the second time	. 247.
Amendments	.246 .
Read the third time	. 464 .
Transmitted to the Senate	.400.
H.B. 282 AVOIDING CONFLICTS OF INTEREST FOR MEMBERS OF SCHOOL BOARDS (L. Frandsen) Read for the first time and referred to the Rules Committee	109
Read for the first time and referred to the Rules Committee	
Read the second time	. 435.
Read the third time	. 616 .
Transmitted to the Senate	.6.1.7.
H.B. 283 ICE CREAM AND MILK DISPENSER REQUIREMENTS (G. Davis)	
Read for the first time and referred to the Rules Committee	.102
Assigned to standing committee	. 206
Read the second time Read the third time	674
Transmitted to the Senate	
H.R. 284 APPROPRIATION FOR BRIDGERI AND ICE ARENA (C. Ruttars)	
Read for the first time and referred to the Rules Committee	. 103
Assigned to standing committee	. 139
Read the second time	. 387.
Amendments	.387
H.B. 285 APPROPRIATION FOR COUNTY LAND USE PLANS (D. Iverson)	
Read for the first time and referred to the Rules Committee	103
Assigned to standing committee Read the second time	. 20b 523
Amendments	
H.B. 906 CUM EDUCATION FOR ELEMENTA DV CCHOOL C. (B. 11-11-1-1)	
Read for the first time and referred to the Rules Committee	. 128
Assigned to standing committee	. 243
Read the second time	
H.B. 287 TAX INCREMENT FINANCING FOR AFFORDABLE HOUSING (G. Davis)	
Read for the first time and referred to the Rules Committee	128
Assigned to standing committee	. 469
H.B. 288 REAL ESTATE CONVEYANCE AND SUBDIVISION AMENDMENTS (R. Becker)	
Read for the first time and referred to the Rules Committee	128
Assigned to standing committee Read the second time	. 243
Substituted	.522
H.B. 289 LANDLORD INSPECTION RIGHTS (L. Nelson)	
Read for the first time and referred to the Rules Committee	. 129
Assigned to standing committee	
H.B. 290 ENGINEER LICENSE AMENDMENTS (M. Dillree)	
Read for the first time and referred to the Rules Committee	129
Assigned to standing committee	. 292
Read the second time	
H.B. 291 HIGHER EDUCATION TUITION WAIVERS (J. Hickman)	
Read for the first time and referred to the Rules Committee	. 129
Assigned to standing committee	. 384
Read the second time	
Amendments	.560

H.B. 292 UTAH	NATIONAL GUARD TUITION ASSISTANCE (B. Johnson) Read for the first time and referred to the Rules Committee	129
	Assigned to standing committee	206
	Read the second time	343.
	Amendments	682
	Transmitted to the Senate	.683.
H.B. 293 HOME	BREWING OF ALCOHOL (S. Barth)	100
	Read for the first time and referred to the Rules Committee Assigned to standing committee	242
	Returned to Rules Committee	610.
H.B. 294 APPRO	OPRIATION FOR ROY MUSEUM (G. Adair)	400
	Read for the first time and referred to the Rules Committee	207
	Assigned to standing committee Read the second time Read the third time	279.
	Read the third time	517
HR 295 METR	OPOLITAN PUBLIC SAFETY TASK FORCE (P. Buckner)	.0.10.
II.D. 200 MILTI	Read for the first time and referred to the Rules Committee	130
	Assigned to standing committee Read the second time	206
II D OOC MININ	IG RECLAMATION AMENDMENTS AND APPROPRIATION (J. Gowans)	J43.
H.D. 250 WIININ	Read for the first time and referred to the Rules Committee	130
	Assigned to standing committee Read the second time	206
	Read the third time	635
	Transmitted to the Senate	.636.
H.B. 297 COUN	TY EMPLOYEES RUNNING FOR COUNTY OFFICE (G. Cox)	404
	Read for the first time and referred to the Rules Committee Assigned to standing committee	243
	Read the second time	523.
	Amendments	522
H.B. 298 STATE	COURT ADMINISTRATOR SALARY (D. Zolman) Read for the first time and referred to the Rules Committee	.162
H.B. 299 CONT	INUING PROFESSIONAL DEVELOPMENT REQUIREMENTS FOR EDUCATORS (R. Siddoway)	100
	Read for the first time and referred to the Rules Committee	293
H.B. 300 EDUC	ATOR BACKGROUND CHECK AMENDMENTS (J. Alexander)	
	Read for the first time and referred to the Rules Committee	
II D 901 MININ	Assigned to standing committee #UM AGE FOR MARRIAGE (C. Saunders)	40a
H.B. 301 MINNIN	Read for the first time and referred to the Rules Committee	195
	Assigned to standing committee Read the second time	521
	Substituted	.683.
H.B. 302 CONV	EYANCE OF WATER RIGHTS (M. Styler)	
	Read for the first time and referred to the Rules Committee	
	Read the second time	501.
	Read the third time Transmitted to the Senate	675
HR 303 CENT	ER FOR THE SCHOOL OF THE FUTURE (B. Evans)	.J., D.
11.D. 303 CENT	Read for the first time and referred to the Rules Committee	195
	Assigned to standing committee	293
H.B. 304 INITIA	XTIVE PROCESS AMENDMENTS (K. Garn) Read for the first time and referred to the Rules Committee	100
	Read to the first time and referred to the Rules Committee Read the second time	293
		629.
H.B. 305 SERVI	CE OF PROCESS AMENDMENTS (S. Koehn) Read for the first time and referred to the Rules Committee	196
	Assigned to standing committee	469
H.B. 306 CAPIT	OL SENTENCING AMENDMENTS (D. Ure)	
	Read for the first time and referred to the Rules Committee Assigned to standing committee	196
	Read the second time	616.
	Amendments	616
H.B. 307 REGU	LATION OF IMPOUNDED VEHICLES (C. Saunders) Read for the first time and referred to the Rules Committee	100
	Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	469
	Read the second time Amendments	689.

H.B. 308 PEACE OFFICER AMENDMENTS (B. Chard) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	. 469
H.B. 309 CONTROLLED SUBSTANCES ACT AMENDMENTS (P. Arent) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	. 231
H.B. 310 WRONGFUL APPROPRIATION (B. Holladay) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	. 231
H.B. 311 CONTROLLED SUBSTANCES PENALTY AMENDMENTS (B. Chard) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	. 232
H.B. 312 WEAPONS IN MOTOR VEHICLES (R. Walsh) Read for the first time and referred to the Rules Committee	. 232
H.B. 313 CHIROPRACTIC PHYSICIAN PRACTICE ACT AMENDMENTS (J. Haymond) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Amendments	. 468
H.B. 314 FUNDING FOR CAPITAL IMPROVEMENT PROJECTS (G. Adair) Read for the first time and referred to the Rules Committee Assigned to standing committee	
H.B. 315 STATE AND LOCAL GOVERNMENT SEVERANCE PACKAGE AUTHORITY (G. Cox) Read for the first time and referred to the Rules Committee Assigned to standing committee	. 233
H.B. 316 SUNSET AERONAUTICS COMMITTEE (B. Allen) Read for the first time and referred to Rules Committee Assigned to standing committee Read the second time	. 281
H.B. 317 EXPERT DISCOVERY AMENDMENTS (S. Barth) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	. 233
H.B. 318 INFORMATION TO ADOPTIVE PARENTS (N. Stephens) Read for the first time and referred to the Rules Committee Assigned to standing committee	. 281
H.B. 319 PUBLIC EMPLOYEE AND PUBLIC SAFETY RETIREMENT AMENDMENTS (O. Carnahan) Read for the first time and referred to the Rules Committee	. 233
H.B. 320 TRUANCY AMENDMENTS (D. Bourdeaux) Read for the first time and referred to the Rules Committee	. 281
H.B. 321 STALKING AMENDMENTS (J. Haymond) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Amendments	560
H.B. 322 FISCAL NOTE ON LEGISLATION (M. Stephens) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	. 282
H.B. 323 AMENDMENTS RELATED TO LIMITED LIABILITY COMPANIES (J. Valentine) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Amendments	. 282 . 468 . 609.
H.B. 324 COLLECTION OF CHILD SUPPORT (S. Barth) Read for the first time and referred to the Rules Committee Assigned to standing committee	. 282
H.B. 325 ASSUMED NAMES FOR BUSINESSES (B. Evans) Read for the first time and referred to the Rules Committee	. 282
H.B. 326 REGULATING SALE OF TOBACCO PRODUCTS (W. Harper) Read for the first time and referred to the Rules Committee	. 283
H.B. 327 AMENDMENTS TO ENTERPRISE ZONES (T. Hatch) Read for the first time and referred to the Rules Committee Assigned to standing committee	. 283

H.B.	328		PUE		283 559
H.B.	329		FUN	NDS FOR YOUTH DRUG TREATMENT (L. Baca) Read for the first time and referred to the Rules Committee	283
				PITOL PRESERVATION BOARD (M. Brown) Read for the first time and referred to the Rules Committee	284 468
H.B.	331		TEL	ECOMMUNICATION SERVICE AMENDMENTS (B. Evans) Read for the first time and referred to the Rules Committee	284
				ANCIAL RECORDS PRIVACY (J. Hickman) Read for the first time and referred to the Rules Committee	323
H.B.	333		WIL	DLIFE CODE AMENDMENTS (M. Styler) Read the first time by short title and referred to Rules Committee	324 521
				TRICTIONS ON TRUCK TRAILERS (I. Haymond) Read the first time by short title and referred to Rules Committee	324 560
H.B.	335	i	PUF	CHASE OR LEASE OF BUILDINGS BY STATE BOARD OF REGENTS (G. Adair) Read for the first time and referred to the Rules Committee	
H.B.	336	i	APP	PROPRIATION FOR TRAILS AND CROSSINGS (A. Tyler) Read for the first time and referred to the Rules Committee	324 521
H.B.	337		REC	GULATION OF CORK-FINISHED WINE TASTING (J. Hickman) Read for the first time and referred to the Rules Committee	325
				Assigned to standing committee	674
H.B.	338		BID	DING PROCESS ON STATE BUILDINGS (G. Adair) Read the first time by short title and referred to Rules Committee	40a 629
Н.В.	339		HIL	L AIR FORCE BASE ADDITION (G. Adair) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Substituted 6	325 469 606
H.B.	340		REV	/ISING TERM LIMITS (J. Arrington) Read for the first time and referred to the Rules Committee	325
H.B.	341		HIG	HER EDUCATION FACULTY - GRADUATE ENROLLMENT (P. Buckner) Read for the first time and referred to the Rules Committee	325 559
H.B.	342	:	PILO	OT PROJECT OF INTERNET VOTING (B. Chard) Read for the first time and referred to the Rules Committee	468
H.B.	343		NUI	SANCE CODE AMENDMENTS - SHOOTING RANGES (B. Wright) Read for the first time and referred to the Rules Committee Assigned to standing committee	326
H.B.	344		DUI	PROBATION OR PAROLE (K. Bryson) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Amendments	560 689
H.B.	345	i	NO	FARIES PUBLIC REVISION (K. Bryson) Read for the first time and referred to the Rules Committee	326 560
H.B.	346	i	CHI	LD CARE LICENSING REGULATION (D. Jones) Read for the first time and referred to the Rules Committee	326 468
H.B.	347		CON	MMUNITY ECONOMIC DEVELOPMENT PROJECT FUND (W. Harper) Read for the first time and referred to the Rules Committee	327 521
H.B.	348		EQU	JIPMENT REQUIREMENTS ON LARGE TRUCKS (C. Saunders) Read for the first time and referred to the Rules Committee	327 560
н.в.	349		REP	PORTING BY FINANCIAL INSTITUTIONS - ENFORCEMENT (P. Arent) Read the first time by short title and referred to Rules Committee	441 559

H.B. 350 CREATING OR CONSOLIDATING COUNTIES (<i>L. Frandsen</i>) Read for the first time and referred to the Rules Committee
H.B. 351 NURSE PRACTICE ACT AMENDMENTS (C. Fox-Finlinson) Read for the first time and referred to the Rules Committee
H.B. 352 MENTAL HEALTH AUTHORITY AND ADMINISTRATION REFORM (N. Stephens) Read for the first time and referred to the Rules Committee
H.B. 353 MEDICAL ASSISTANCE RECOVERY AMENDMENTS (<i>G. Cox</i>) Read for the first time and referred to the Rules Committee
H.B. 354 COUNTY PERSONNEL MANAGEMENT ACT REVISIONS (G. Davis) Read for the first time and referred to the Rules Committee
H.B. 355 ANNEXATION AMENDMENTS (W. Harper) Read for the first time and referred to the Rules Committee
H.B. 356 ENDOWMENT CARE CEMETERY AMENDMENTS (J. Hickman) Read for the first time and referred to the Rules Committee
H.B. 357 TRANSIENT ROOM TAX AMENDMENTS (K. Johnson) Read for the first time and referred to the Rules Committee
H.B. 358 PAY EQUITY FOR STATE EMPLOYEES (<i>J. Gowans</i>) Read for the first time and referred to the Rules Committee
H.B. 359 RETENTION PROCEEDS FOR CONSTRUCTION PROJECTS (D. Ure) Read for the first time and referred to the Rules Committee
H.B. 360 AMENDMENTS TO TOURISM, RECREATION, CULTURAL, AND CONVENTION TAX (C. Fox-Finlinson) Read for the first time and referred to the Rules Committee
H.B. 361 INDEPENDENT PUBLIC CORPORATIONS AMENDMENTS (B. Allen) Read for the first time and referred to the Rules Committee
H.B. 362 SEX OFFENDER PUBLIC RECORDS (B. Allen) Read for the first time and referred to the Rules Committee
H.B. 363 TEACHER CAREER LADDERS AMENDMENTS (B. Wright) Read for the first time and referred to the Rules Committee
H.B. 364 HIGHER EDUCATION PHYSICAL FACILITIES (<i>K. Johnson</i>) Read for the first time and referred to the Rules Committee
H.B. 365 LIMITATION OF CIVIL ACTION (<i>J. Seitz</i>) Read for the first time and referred to the Rules Committee
H.B. 366 INSURANCE COVERAGE FOR DIABETES TREATMENTS (<i>B. Evans</i>) Read for the first time and referred to the Rules Committee
H.B. 367 CHEMICAL FERTILIZER - TRANSPORTATION AND ANALYSIS (S. Barth) Read for the first time and referred to the Rules Committee
H.B. 368 STATE FORFEITURE LAW AMENDMENTS (B. Wright) Read for the first time and referred to the Rules Committee
H.B. 369 CHILD CUSTODY AND VISITATION AMENDMENTS (B. Holladay) Read for the first time and referred to the Rules Committee
H.B. 370 PROPERTY TAX - INTANGIBLES EXEMPTION (<i>J. Valentine</i>) Read for the first time and referred to the Rules Committee
H.B. 371 LOCAL TAXING AUTHORITY AMENDMENTS (<i>J. Valentine</i>) Read for the first time and referred to the Rules Committee
H.B. 372 PORTABILITY OF ASSISTED CARE (D. Hogue) Read for the first time and referred to the Rules Committee
H.B. 373 SERVICES TO PEOPLE WITH DISABILITIES (D. Hogue) Read for the first time and referred to the Rules Committee
H.B. 374 FRIVOLOUS LAWSUITS AMENDMENTS (<i>D. Gladwell</i>) Read for the first time and referred to the Rules Committee
H.B. 375 AMUSEMENT PARK RIDER RESPONSIBILITY (M. Dillree) Read for the first time and referred to the Rules Committee
H.B. 376 BAIL REFORM (G. Curtis) Read for the first time and referred to the Rules Committee
H.B. 377 CONTRIBUTING TO DELINQUENCY OF A MINOR (S. Barth) Read for the first time and referred to the Rules Committee
H.B. 378 AMENDMENTS REGARDING RESTITUTION (N. Hendrickson) Read for the first time and referred to the Rules Committee
H.B. 379 PRIVATE PROPERTY OMBUDSMEN AMENDMENTS (<i>M. Brown</i>) Read for the first time and referred to the Rules Committee
H.B. 380 SALES TAX EXEMPTION FOR POLLUTION CONTROL (J. Valentine) Read for the first time and referred to the Rules Committee

H.B.	381]	PERSC	ONAL IDENTIFICATION NUMBER ALTERNATIVES (A. Tyler) Read for the first time and referred to the Rules Committee	145
H.B.	382	5	SPECI	AL DISTRICT TAXES AND FEES (B. Allen)	145
H.B.	383]	PERSO	ONAL FINANCIAL RESPONSIBILITY ACT (B. Allen) Read for the first time and referred to the Rules Committee	145
H.B.	384]	REDE	VELOPMENT AGENCY RECODIFICATION (B. Allen) Read for the first time and referred to the Rules Committee	14:
H.B.	385]	REGIS	STRATION OF PERSONAL INTRODUCTION SERVICES (A. Bradshaw) Read for the first time and referred to the Rules Committee	146
H.B.	386	i S	STABI	ILIZING SCHOOL DISTRICT BOUNDARIES (R. Bigelow) Read for the first time and referred to the Rules Committee	146
H.B.	387	' I	NOND	DISCRIMINATORY BENEFITS FOR PUBLIC EMPLOYEES (B. Allen) Read for the first time and referred to the Rules Committee	146
H.B.	388]	PRIVA	XTE PROPERTY OMBUDSMAN (E. Olsen) Read for the first time and referred to the Rules Committee	146
H.B.	389]	PROPI	ERTY TAX GREENBELT VALUATIONS (E. Olsen) Read for the first time and referred to the Rules Committee	146
H.B.	390]	LICEN	VSURE OF BODY PIERCING (D. Ure) Read for the first time and referred to the Rules Committee	146
H.B.	391	1	MARR	RIAGE LAW AMENDMENTS (G. Davis) Read for the first time and referred to the Rules Committee	146
H.B.	392	7	TRAIN	VING IN AMERICAN SIGN LANGUAGE (D. Hogue) Read for the first time and referred to the Rules Committee	147
H.B.	393	I	NEW S	SCHOOL BUILDINGS MAINTENANCE AND OPERATION COSTS (J. Hickman) Read for the first time and referred to the Rules Committee	147
H.B.	394	5	STATE	S SUPERVISION OF JUVENILE (G. Curtis) Read for the first time and referred to the Rules Committee	147
H.B.	395		TAX R	REFUNDS AND ASSESSMENTS STATUTE OF LIMITATIONS (W. Harper) Read for the first time and referred to the Rules Committee	147
H.B.	396]	REOR	GANIZATION OF COMPREHENSIVE EMERGENCY MANAGEMENT (D. Zolman) Read for the first time and referred to the Rules Committee	147
H.B.	397	(COMN	MUNITY APPROVAL OF FLORIDE TREATMENT OF WATER (K. Bryson) Read for the first time and referred to the Rules Committee	147
H.B.	398]	RETIR	REMENT BENEFIT AMENDMENTS (D. Jones) Read for the first time and referred to the Rules Committee	147
					148
H.B.	400]	HUNT	ING AND FISHING LICENSE REVOCATION (<i>L. Baca</i>) Read for the first time and referred to the Rules Committee	148
H.B.	401	\	VEHIC	CLE REGISTRATION REVOCATION (<i>L. Baca</i>) Read for the first time and referred to the Rules Committee	148
					148
H.B.	403	/	AQUII	FER POLLUTION LIMITS (D. Tuttle) Read for the first time and referred to the Rules Committee	148
					148
				OVAL REQUIREMENTS FOR WATER FLORIDE TREATMENTS (M. Carlson) Read for the first time and referred to the Rules Committee	148
					149
H.B.	407	/	AQUA	ACULTURE AMENDMENTS (D. Ure) Read for the first time and referred to the Rules Committee	149
H.B.	408	S S	STATU		149 325
H.B.	409	(GOVE	RNMENT RECORDS ACCESS AND MANAGEMENT ACT (J. Swallow) Read for the first time and referred to the Rules Committee	149
H.B.	410	[TRAFI	FIC SAFETY TASK FORCE (P. Arent) Read for the first time and referred to the Rules Committee	
H.B.	411	I	LICEN	Read for the first time and referred to the Rules Committee	

412 RETIREMENT AMENDMENTS (B. Chard) Read for the first time and referred to the Rules Committee	. 449
413 EMERGENCY SERVICES TRAFFIC CONTROL SYSTEMS (S. Koehn) Read for the first time and referred to the Rules Committee	. 450
414 APPROPRIATION TO SUPPORT LITIGATION AGAINST CREATION OF ESCALANTE MONUMENT (G. Waj Read for the first time and referred to the Rules Committee	
#15 PERIODIC LICENSE PLATE REPLACEMENT (S. Koehn) Read for the first time and referred to the Rules Committee	. 450
416 TASK FORCE REVIEWING OPTIONAL FORMS OF COUNTY GOVERNMENT (C. Fox-Finlinson) Read for the first time and referred to the Rules Committee Assigned to standing committee	
417 STATEWIDE INITIATIVE AMENDMENTS (J. Valentine) Read for the first time and referred to the Rules Committee	. 450
418 WATER DISTRICTS - WATER CONSERVATION PLAN (J. Buffimire) Read for the first time and referred to the Rules Committee	450
419 PLUMBING CODE AMENDMENTS (J. Haymond) Read for the first time and referred to the Rules Committee	
420 TRUTH IN TAXATION AMENDMENTS <i>(T. Hatch)</i> Read for the first time and referred to the Rules Committee	. 451
421 REIMBURSEMENT OF LEGAL FEES AND COSTS TO OFFICERS AND EMPLOYEES (<i>M. Styler</i>) Read for the first time and referred to the Rules Committee	451
422 PUBLIC EDUCATION REFORMS (<i>E. Olsen</i>) Read for the first time and referred to the Rules Committee	. 451
423 REDEVELOPMENT AGENCY ENVIRONMENTAL REMEDIATION (G. Curtis) Read for the first time and referred to the Rules Committee	. 451
424 IMPACT FEE HEARING PANEL (<i>J. Hickman</i>) Read for the first time and referred to the Rules Committee	. 451
425 PROPERTY VALUATIONS FOR THE POOR (<i>R. Short</i>) Read for the first time and referred to the Rules Committee	. 451
426 TRANSIT DISTRICT AMENDMENTS (A. Bradshaw) Read for the first time and referred to the Rules Committee	451
127 DEPOSITORY INSTITUTIONS INSURANCE POWERS (J. Valentine) Read for the first time and referred to the Rules Committee Assigned to standing committee	452
128 STATE AFFAIRS AMENDMENTS (<i>J. Buffmire</i>) Read for the first time and referred to the Rules Committee	
129 GENERAL GOVERNMENT AMENDMENTS (S. Barth) Read for the first time and referred to the Rules Committee	
130 GOVERNANCE OF COUNTY SERVICE AREAS <i>(S. Barth)</i> Read for the first time and referred to the Rules Committee	
431 GENDER PRICE EQUALITY (S. Barth) Read for the first time and referred to the Rules Committee	. 452
132 HEALTH BENEFIT PLAN - FREEDOM OF CHOICE (<i>P. Knudson</i>) Read for the first time and referred to the Rules Committee	. 452
433 RETENTION PROCEEDS REFORM FOR CONSTRUCTION PROJECTS (P. Knudson) Read for the first time and referred to the Rules Committee	. 452
434 DISCLOSURE OF CHILD ABUSE OR NEGLECT (R. Siddoway) Read for the first time and referred to the Rules Committee	. 453
435 GENERAL GOVERNMENT LAW AMENDMENTS (G. Davis) Read for the first time and referred to the Rules Committee	. 453
136 CHANGES TO GENERAL GOVERNMENT (<i>G. Davis</i>) Read for the first time and referred to the Rules Committee	. 453
137 SALARY ADJUSTMENT TO STATE EMPLOYEES (<i>L. Baca</i>) Read for the first time and referred to the Rules Committee	453
138 NONPROBATE TRANSFERS UPON DEATH (G. Davis) Read for the first time and referred to the Rules Committee	453
139 SALARIES OF PREDATORY ANIMAL HUNTERS (B. Johnson) Read for the first time and referred to the Rules Committee	
140 HEBER VALLEY HISTORIC RAILROAD AUTHORITY (<i>B. Evans</i>) Read for the first time and referred to the Rules Committee Assigned to standing committee	
141 MENTAL HEALTH PROFESSIONAL PRACTICE ACT (M. Stephens)	454

H.B. 442 EN	VIRONMENTAL REGULATIONS AMENDMENTS (J. Valentine) Read for the first time and referred to the Rules Committee	454
H.B. 443 NU	ICLEAR WASTE STORAGE AND TRANSPORTATION TASK FORCE (J. Gowans) Read for the first time and referred to the Rules Committee	454
H.B. 444 PR	IVATIZATION OF QUASI - GOVERNMENTAL ENTITIES (G. Adair) Read for the first time and referred to the Rules Committee	454
H.B. 445 DE	PARTMENT OF PUBLIC SAFETY SALARY EQUITY (D. Hogue) Read for the first time and referred to the Rules Committee	
H.B. 446 PR	OVISION FOR OLYMPIC HOUSING (<i>J. Tanner</i>) Read for the first time and referred to the Rules Committee	454
H.B. 447 TR	AFFIC VIOLATION CHANGES (D. Jones) Read for the first time and referred to the Rules Committee	455
H.B. 448 MC	OTOR FUEL MARKETING ACT AMENDMENTS (G. Way) Read for the first time and referred to the Rules Committee	455
H.B. 449 ME	EDICAID BASE FUNDING (J. Haymond) Read for the first time and referred to the Rules Committee	455
	SEARCH AND DEVELOPMENT CREDITS (J. Valentine) Read for the first time and referred to the Rules Committee	455
	PROPRIATION FOR OGDEN-WEBER APPLIED TECHNOLOGY CENTER (D. Gladwell) Read for the first time and referred to the Rules Committee	455
	OUNTY ATTORNEY AMENDMENTS (D. Gladwell) Read for the first time and referred to the Rules Committee	455
	SPATCHER CERTIFICATION (B. Chard) Read for the first time and referred to the Rules Committee	455
	VISIONS TO STATE GOVERNMENT (S. Koehn) Read for the first time and referred to the Rules Committee	456
	ATE MANAGEMENT OF PUBLIC LANDS (D. Iverson) Read for the first time and referred to the Rules Committee	456
	ALTH CARE FINANCE (K. Garn) Read for the first time and referred to the Rules Committee	456
	OTOR VEHICLE REGISTRATION FEE REIMBURSEMENT (A. Tyler) Read for the first time and referred to the Rules Committee	456
	TOMOBILE DEALER FRANCHISE ACT (C. Fox-Finlinson) Read for the first time and referred to the Rules Committee	456
	SH HEALTH BOARD AND AQUACULTURE AMENDMENTS (D. Hogue) Read for the first time and referred to the Rules Committee	456
	STICE COURT AMENDMENTS (G. Curtis) Read for the first time and referred to the Rules Committee	456
	NDING FOR HIGHWAY ACQUISITION (K. Garn) Read for the first time and referred to the Rules Committee	457
H.C.R. 1 RE	SOLUTION SUPPORTING RESOURCES FOR AFFORDABLE HOUSING (R. Bigelow) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Read the third time Transmitted to the Senate	.58 160 291
H.C.R. 2 RE	SOLUTION ON THE FAMILY (E. Olsen) Read for the first time and referred to the Rules Committee Read the second time Read the third time Circled Uncircled Transmitted to the Senate	292 526 526 528
H.C.R. 3 PR	OFESSIONAL DEVELOPMENT PROGRAMS FOR EDUCATORS RESOLUTION (K. Johnson) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Read the third time Transmitted to the Senate Signed by the Speaker and transmitted to the Governor	.58 .97 165
H.C.R. 4 RE	SOLUTION URGING BUSINESSES TO ADJUST PARENT WORK SCHEDULES (R. Killpack) Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time Read the third time Circled Uncircled	205 321 459 459

	Other Action Transmitted to the Senate	
H.C.R. 5 RESO	DLUTION SUPPORTING PRIVATIZATION OF DUTCH JOHN UTAH (J. Seitz) Read for the first time and referred to the Rules Committee	52
	Assigned to standing committee Read the second time	277
	Read the third time	516
wan a waa	Transmitted to the Senate	5.1.7
H.C.R. 6 NUC	LEAR WASTE STORAGE OPPOSITION RESOLUTION (R. Becker) Read the first time by short title and referred to Rules Committee	103
	Assigned to standing committee	293
	Read the second time Amendments	434
H.C.R. 7 RESO	DLUTION URGING SUPPORT OF NATIONAL GUARD (M. Dillree) Read for the first time and referred to the Rules Committee	
H.C.R. 8 RESC	DLUTION RECOGNIZING UTAH RUSSIA DAYS (J. Valentine) Read for the first time and referred to the Rules Committee Assigned to standing committee	457
H.C.R. 9 RESO	Assigned to sainting committee DULTION URGING PRESIDENT TO GIVE PURPLE HEARTS (S. Barth) Read for the first time and referred to the Rules Committee	
H.C.R. 10 RES	OCUITION ON OLYMPIC EXECUTIVE COMMITTEE (S. Koehn) Read for the first time and referred to the Rules Committee	
H.C.R. 11 RES	OCUTION APPROVING INDUSTRIAL WASTE PERMIT (B. Evans) Read for the first time and referred to the Rules Committee	
H.J.R. 1 RESC	DLUTION AMENDING RULE OF EVIDENCE (D. Gladwell) Read the first time by short title and referred to Rules Committee. Assigned to standing committee	
		293
H.J.R. 2 RESC	DLUTION SUPPORTING LAWSUIT OPPOSING GRAND STAIRCASE ESCALANTE NATIONAL MONUMENT DESIGNATION (D. Iverson)	
	Read for the first time and referred to the Rules Committee	
	Assigned to standing committee	614
H.J.R. 3 VOTI	NG REQUIREMENTS ON TAX MATTERS RESOLUTION (G. Way) Read for the first time and referred to the Rules Committee	
H.J.R. 4 RESC	OLUTION FLIMINATING VOTING RIGHTS OF CONVICTED FFLONS (C. Saunders)	
	Read for the first time and referred to the Rules Committee Assigned to standing committee	56
	Read the second time Amendments	230
	Read the third time Transmitted to the Senate	396
		397
H.J.R. 5 RESC	DLUTION SUPPORTING UNIFORM BUILDING CODE COMMISSION (R. Bigelow) Read for the first time and referred to the Rules Committee	53
	Assigned to standing committee	58
H.J.R. 6 RESC	OLUTION AMENDING NOTICE FOR SPECIAL SESSIONS (B. Goodfellow)	
	Read for the first time and referred to the Rules Committee Assigned to standing committee Read the second time	56
	Read the second time	125
	Read the third time Transmitted to the Senate	2.40
H.J.R. 7 RESC	DLUTION ON RESTRUCTURING OF ELECTRICAL INDUSTRY (B. Evans)	
	Read for the first time and referred to the Rules Committee Assigned to standing committee	53
	Read the second time	95
	Amendments	163
	Transmitted to the Senate Signed by the Speaker and transmitted to the Lt. Governor.	1.64
H.J.R. 8 LEGI	SLATIVE ELIGIBILITY RESOLUTION (P. Arent)	
220124 0 2201	Read for the first time and referred to the Rules Committee	53
	Assigned to standing committee	125
	Amendments	123
	Read the third time Transmitted to the Senate	235
H.J.R. 9 RESC	DLUTION ENCOURAGING SCHOOL BREAK FOR 2002 OLYMPICS (G. Cox)	
	Read for the first time and referred to the Rules Committee Assigned to standing committee	54
	Read the second time Amendments	161
	Amendments	υ,. 334 334
	m	005

	RULES RESOLUTION - AMENDMENTS TO PROCESSES (J. Hickman)	
	Read for the first time and referred to the Rules Committee Read the second time Read the third time Transmitted to the Senate Signed by the Speaker and transmitted to the Lt. Governor. 2	55 77 77
	BILITATION OF WILDFIRE DAMAGED LANDS RESOLUTION (<i>B. Johnson</i>) Read for the first time and referred to the Rules Committee	39 47 47 93
	LUTION AMENDING PROPERTY TAX EXEMPTIONS (G. Davis) Read for the first time and referred to the Rules Committee	28 26
	LUTION URGING IMPROVEMENTS ON HIGHWAY 6 (B. King) Read for the first time and referred to the Rules Committee	58
	LUTION OPPOSING USE OF STATE OR FEDERAL MONIES FOR SNOW BASIN ROAD (S. Barth) Read for the first time and referred to the Rules Committee	58
	LUTION PROVIDING ASSISTANCE TO SERIOUSLY IMPACTED BUSINESSES (D. Jones) Read for the first time and referred to the Rules Committee	58
H.J.R. 16 RESOI	LUTION AMENDING GOVERNANCE OF PUBLIC EDUCATION (G. Way) Read for the first time and referred to the Rules Committee	58
H.J.R. 17 RESOI	LUTION URGING COOPERATION ON SITING OF RADIOACTIVE WASTE FACILITY (E. Anderson) Read for the first time and referred to the Rules Committee	58
	LUTION ON HIGHWAY IMPROVEMENTS (L. Frandsen) Read for the first time and referred to the Rules Committee	58
	LUTION URGING MEMBERSHIP CHANGE ON SALT LAKE OLYMPIC COMMITTEE (S. Barth) Read for the first time and referred to the Rules Committee	59
	RTMENT OF HUMAN RESOURCE MANAGEMENT STUDY RESOLUTION (L. Baca) Read for the first time and referred to the Rules Committee	59
	RULES RESOLUTION – TECHNICAL AMENDMENTS (J. Hickman) Read for the first time and referred to the Rules Committee Read the second time Read the third time Signed by the Speaker and transmitted to the Lt. Governor.	55 76

S. B. 4 MEDICAL EXAMINER AUTHORITY (<i>R. Montgomery</i>) Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Read the second time
Referred to Rules Committee due to fiscal impact
S.B. 5 JUDICIAL CUSTODY OF YOUTH TO HUMAN SERVICES (N. Tanner)
Read the first time by short title and referred to Rules Committee
Read the second time
S.B. 6 ENFORCEMENT AND PENALTIES OF UNINSURED MOTOR VEHICLE VIOLATIONS (D. Steele)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Other Action 625
S.B. 8 REAUTHORIZATION OF AND AMENDMENTS TO UNINSURED MOTORIST DATABASE PROGRAM (D. Steele)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Read the third time
Circled
S.B. 10 REGISTRY OF UNIDENTIFIED DECEASED PERSONS (H. Nielson)
Read the first time by short title and referred to Rules Committee
Read the second time 612. Referred to Rules Committee due to fiscal impact 612
S.B. 11 TRANSPLANTS OF WILDLIFE (A. Myrin)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Amendments
S.B. 12 MANAGEMENT PLANS OF WILDLIFE RESOURCES LAND (A. Myrin) Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Referred to Rules Committee due to fiscal impact
S.B. 14 ELECTRONIC PROCESS FOR PAYROLL (J. Holmgren)
Read the first time by short title and referred to Rules Committee
S.B. 15 STATUTE OF LIMITATIONS ON PROSECUTING FOR BRIBERY (<i>J. Hull</i>) Read the first time by short title and referred to Rules Committee
Assigned to standing committee
S.B. 16 TRANSFER OF AGRICULTURAL LAND WITHIN CITY (R. Muhlestein)
Read the first time by short title and referred to Rules Committee
Read the second time
S.B. 18 PROHIBITING ALCOHOL IN SCHOOLS (L. McAllister)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Amendments
Read the third time
Circled
Transmitted to the Senate
Signed by the Speaker and returned to the Senate
S.B. 20 PENALTIES FOR SPEEDING IN CONSTRUCTION ZONES (D. Buhler) Read the first time by short title and referred to Rules Committee
Assigned to standing committee
S.R. 95 UNIFORM ALLOWANCE FOR UTAH HICHWAY PATROL (R. Evans)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Referred to Rules Committee due to fiscal impact
Amendments
Sub. S.B. 26 UTAH CHILD CARE LICENSING ACT REVISIONS (<i>L. Blackham</i>) Read the first time by short title and referred to Rules Committee
S.B. 27 PHYSICIAN ASSISTANT PRACTICE ACT (L. Blackham)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
S.B. 29 APPROPRIATION FOR MOVING BOTANICAL GARDENS (J. Holmgren)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
referred to redies Committee due to riscal impact

S.B. 30 SCHOOL ACTIVITIES REPORT (A. Myrin)	
Read the first time by short title and referred to Rules Committee	
Assigned to standing committee	559
S.B. 32 REAL ESTATE RECOVERY FUND AMENDMENTS (L. Mansell)	
Read the first time by short title and referred to Rules Committee.	
Assigned to standing committee	242
Read the second urme	
Assigned to standing committee Read the second time Read the third time Signed by the Speaker and returned to the Senate	563 564
Sub. S.B. 34 SALES TAX - EXEMPTION FOR HIGHER EDUCATION ATHLETIC EVENTS (L. Hillyard)	
Read the first time by short title and referred to Rules Committee	604
Assigned to standing committee	671
S.B. 35 RECREATION AND TOURISM RESEARCH AND EXTENSION PROGRAM (L. Hillyard)	
S.B. 35 RECKEATION AND TOURISM RESEARCH AND EXTENSION PROGRAM (L. HIIIYARI) Page the first time by cheet title and referred to Pulse Committee	520
Read the first time by short title and referred to Rules Committee	550
Sub. S.B. 39 PENALTIES FOR SALE OF TOBACCO TO YOUTH (R. Montgomery)	
Read the first time by short title and referred to Rules Committee	624
Assigned to standing committee	671
S.B. 40 NEWBORN HEARING SCREENING (C. Peterson) Read the first time by short title and referred to Rules Committee	660
S.B. 72 BUDGET REVIEW TASK FORCE (M. Peterson)	004
Read the first time by short title and referred to Rules Committee	670
S.B. 73 BEER INDUSTRY DISTRIBUTION ACT (L. Blackham) Road the first time by short title and referred to Pulse Committee	400
Read the first time by short title and referred to Rules Committee.	
Assigned to standing committee	
S.B. 74 DEMAND DRAFTS - UNIFORM COMMERCIAL CODE (L. Hillyard)	000
Read the first time by short title and referred to Rules Committee.	
Assigned to standing committee	
Read the second time Read the third time Signed by the Speaker and returned to the Senate	562
Signed by the Speaker and returned to the Senate	
S.B. 75 UNIFORM PROBATE CODE AMENDMENTS (L. Hillyard)	
Read the first time by short title and referred to Rules Committee	319
Assigned to standing committee	
Assigned to standing committee Read the second time Read the third time	503
Read the third time	564
Signed by the Speaker and returned to the Senate	565
S.B. 77 MIDDLE SCHOOLS TASK FORCE (D. Steele)	
Read the first time by short title and referred to Rules Committee	
Assigned to standing committee	468
Referred to Rules Committee due to fiscal impact	687
Sub. S.B. 78 MASTER ROAD - STATE HIGHWAY LIST (J. Holmgren)	
Read the first time by short title and referred to Rules Committee	
Assigned to standing committee Read the second time Amendments	207, 630
Read the second time	502
Amenaments Read the third time	502
Circled	564
Uncircled	
Sub. S.B. 79 ELECTION LAW - TECHNICAL AMENDMENTS (R. Muhlestein) Read the first time by short title and referred to Rules Committee.	276
Assigned to standing committee	
S.B. 81 REAUTHORIZATION OF JUVENILE JUSTICE TASK FORCE (L. Hillyard)	
Read the first time by short title and referred to Rules Committee	330
Assigned to standing committee	
Assigned to standing committee	
S.B. 82 MASTER DEEDS OF TRUST OR MORTGAGES (L. Hillyard)	
Read the first time by short title and referred to Rules Committee	
Assigned to standing committee Read the second time	468
Read the second time	610
S.B. 83 DIVISION OF PURCHASING AND GENERAL SERVICES AMENDMENTS (R. Evans)	
Read the first time by short title and referred to Rules Committee	
Assigned to standing committee	139
Read the second time	385
Assigned to standing committee Read the second time Read the third time Signed by the Speaker and returned to the Senate	562
Signed by the Speaker and returned to the Senate	562
S.B. 84 STRATEGIC PLANNING ACT FOR EDUCATIONAL EXCELLENCE AMENDMENTS (L. Hillyard)	
Read the first time by short title and referred to Rules Committee	604
Assigned to standing committee	
S.B. 85 REAUTHORIZATION OF ADMINISTRATIVE RULES (H. Stephenson) Read the first time by short title and referred to Rules Committee	
Read the first time by short title and referred to Rules Committee	
Assigned to standing committee	469
Read the second time	

5.B. 86 ADMIN	ISTRATIVE RULES AMENDMENTS (H. Stephenson) Read the first time by short title and referred to Rules Committee. Assigned to standing committee Read the second time	. 383
CD 07 ATTEM	Read the second time	. 630
3.D. 67 Al I Elvi	Read the first time by short title and referred to Rules Committee	276
	Read the first time by short title and referred to Rules Committee. Assigned to standing committee.	.339
S.B. 88 ADMIN	ISTRATIVE RULES IMPACT COSTS (I. Poulton)	
	Read the first time by short title and referred to Rules Committee. Assigned to standing committee	339
	Assigned to standing committee	. 384
S.B. 89 PRIVAT	E COLLECTION OF DELINQUENT TAXES (L. Beattie) Read the first time by short title and referred to Rules Committee	070
	Assigned to standing committee	276 340
	Assigned to standing committee Read the second time Read the third time Signed by the Speaker and returned to the Senate	. 526
	Read the third time	. 678
	Signed by the Speaker and returned to the Senate	.67.9
S.B. 92 COMMI	SSION STAFFING AND DUTIES (<i>L. Beattie</i>) Read the first time by short title and referred to Rules Committee	
S.B. 93 HIGHEI	R EDUCATION PRESIDENTIAL AUTHORITY (R. Evans)	
	Read the first time by short title and referred to Rules Committee	499
S.B. 94 AMENI	DMENTS TO SPECIAL DISTRICTS (R. Evans)	
	Read the first time by short title and referred to Rules Committee.	276
	Assigned to standing committee	. 339 630
	Read the first time by short title and referred to Rules Committee. Assigned to standing committee Read the second time Amendments	.629
5.B. 95 ORDER	LY SCHOOL TERMINATION ACT AMENDMENTS (D. Steele) Read the first time by short title and referred to Rules Committee.	
S.B. 96 SAFE D		
	RINKING WATER ACT AMENDMENTS (J. Holmgren) Read the first time by short title and referred to Rules Committee	189
	Assigned to standing committee	. 206
S.B. 99 MOTOF	VEHICLE - CONSUMER PROTECTION AMENDMENTS (D. Buhler)	
	Read the first time by short title and referred to Rules Committee. Assigned to standing committee	604 671
CD 100 DADA	R JAMMING DEVICES (J. Hull)	. 0 % 1
5.B. 100 KADA	Read the first time by short title and referred to Rules Committee	, 669 . 623
S.B. 101 SPECI	AL REVENUE FUND (L. McAllister)	
	Read the first time by short title and referred to Rules Committee.	9.3
	Assigned to standing committee	. 293
	Read the third time	. 676
	Assigned to standing committee Read the second time Read the third time Signed by the Speaker and returned to the Senate	.67.7
	ENT DEFENSE FUND AMENDMENTS (L. Blackham) Read the first time by short title and referred to Rules Committee	604
S.B. 105 UTAH	CENTENNIAL OPPORTUNITY PROGRAM FOR EDUCATION ACT AMENDMENT (L. McAllister) Read the first time by short title and referred to Rules Committee	
	Read the first time by short title and referred to Rules Committee	604
C D 107 NOTA	Assigned to standing committee	. v . u
5.B. 107 NOTA	Read the first time by short title and referred to Rules Committee	604
	Assigned to standing committee	. 671
S.B. 108 ALCO	HOLIC BEVERAGE LAW AMENDMENTS (D. Buhler)	
	Read the first time by short title and referred to Rules Committee.	499
S.B. 109 STATE	LAW LIBRARY AMENDMENTS (L. Hillyard)	
	Read the first time by short title and referred to Rules Committee.	624
C.B. 440 A.D.D.D.C	Assigned to standing committee	. 6 . u
S.B. 110 APPRO	OPRIATION FOR OGDEN PARKWAY HIGHWAY UNDERPASS (R. Montgomery) Read the first time by short title and referred to Rules Committee	604
	Read the first time by short title and referred to Rules Committee. Assigned to standing committee	. 671
5.B. 111 ENTER	RPRISE ZONE AMENDMENTS (M. Dmitrich)	
	Read the first time by short title and referred to Rules Committee. Assigned to standing committee	604
		. 670
S.B. 113 LOAD	ED VEHICLES - EXEMPTION FOR FARM VEHICLES (J. Hull)	
	Read the first time by short title and referred to Rules Committee. Assigned to standing committee	604
CD 114 TITLE		. 0 % L
э. р. 114 1HIS I	S THE PLACE FOUNDATION (D. Buhler) Read the first time by short title and referred to Rules Committee	.624
	Assigned to standing committee	.671
S.B. 117 CRITE	RIA FOR SOUND WALLS (P. Suazo)	
	Read the first time by short title and referred to Rules Committee	499
	Assigned to standing committee	. 560

S.B. 118 REGUI	LATION OF LEAD-BASED PAINT REMEDIATION (L. Mansell)	
	Read the first time by short title and referred to Rules Committee	.604 .670
S.B. 119 MEDIC	CAL PRACTICE AMENDMENTS (R. Montgomery) Read the first time by short title and referred to Rules Committee	.669
S.B. 121 LEGISI	LATIVE COMMITTEES (C. Peterson) Read the first time by short title and referred to Rules Committee. Assigned to standing committee	.604
S.B. 122 NEW J	UDICIAL POSITIONS (L. Beattie) Read the first time by short title and referred to Rules Committee. Assigned to standing committee	.604 .670
S.B. 124 SUNSE	T REAUTHORIZATIONS OF LICENSED PROFESSIONS (N. Tanner) Read the first time by short title and referred to Rules Committee. Assigned to standing committee	.499
	OR'S STATUTE (J. Holmgren) Read the first time by short title and referred to Rules Committee. Read the second time Read the third time Signed by the Speaker and returned to the Senate	242
S.C.R. 1 FUNDI	ING FOR OLENE WALKER HOUSING TRUST FUND RESOLUTION (P. Suazo) Read the first time by short title and referred to Rules Committee. Assigned to standing committee Read the second time	468
S.C.R. 2 RESOL	LUTION URGING CREATION OF THE SAN RAFAEL SWELL NATIONAL HERITAGE/ CONSERVATION AREA (M. Dmitrich) Read the first time by short title and referred to Rules Committee. Assigned to standing committee	.433
S.C.R. 3 RESOL	LUTION DECLARING 1998 THE YEAR OF THE FARMER (A. Myrin) Read the first time by short title Read the second time Read the third time Signed by the Speaker and returned to the Senate Action taken by the Governor	133 133
	UTION SUPPORTING AFFORDABLE AND ACCESSIBLE HOUSING FROM OLYMPIC HOUSING (P. Suazo) Read the second time Read the third time Other Action	349
S.J.R. 4 RESOL	UTION SUPPORTING AFFORDABLE HOUSING FROM OLYMPIC HOUSING (P. Suazo) Read the first time by short title and referred to Rules Committee. Assigned to standing committee	9:
S.J.R. 8 JOINT I	RESOLUTION - COMPENSATION OF IN-SESSION EMPLOYEES (R. Montgomery) Read the first time by short title and referred to Rules Committee. Read the second time Read the third time Signed by the Speaker and returned to the Senate	138
S.J.R. 9 RESOL	UTION CONCERNING KYOTO PROTOCOL ON GLOBAL CLIMATE CHANGE (M. Dmitrich) Read the first time by short title and referred to Rules Committee. Assigned to standing committee	.604 .67
S.J.R. 10 RESO	LUTION ESTABLISHING WILDLIFE NUMBERS (<i>L. Blackham</i>) Read the first time by short title and referred to Rules Committee	.604
Sub. S.J.R. 10 R	RESOLUTION ESTABLISHING WILDLIFE NUMBERS (L. Blackham) Assigned to standing committee	67
S.J.R. 11 JOINT	RULES RESOLUTION - LEGISLATIVE EXPENSES (C. Peterson) Read the first time by short title Read the second time Read the third time Signed by the Speaker and returned to the Senate	294 294